1874
(L.R.)

File No: 25 of 1874
Serial No: 1.
(The most notes)

L.R. 4 of 1886.
L.R. 629 1903

Subj:- Liability of Inamdars to contribute towards maintenance of river Channels.

P- [illegible]

G. R. S. IX-5]

Previous references.

File No. 25 of 1874

Serial Nos. 1 [redacted]

(Memoes + Notes

191

(Land Rev:)

Later references.

L.R. 4 of 1886.

L.R. 62 of 1903.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for March 1891

SUBJECT.

Liability of Inamdars to Contribute towards the maintenance of River channels.

Indexed

JM

W D 88—GPB—50,000—24-7-16

Memo dy 5-12-85 1 Draft Circular 1 Examiner's Rpt: 2459 of 27-11-85 with 1 Encls. 1 Memo dy 14-11-85 File Rpt: 973 Dewan's Proc: Rpt: $\frac{117}{27}$ of 6-4-85 req: withdrawal of the orders of Silt Clearing & Mysore Rpt: 447 of 7-9-85 req: Contrib: for Rajaparmeswari Chanl. Hassan Rpt: 211 of 23-10-85 req: A.R. of Channels &c.	Forwards for inform Called for in Dewan's the liability of Inam &c.
Memo dated 5-12-85	Requesting to return the Cash Contributions from
Memo dated 23-1-86. Ending with letter Rpt 1443 of 7-8-83 from Comptroller.	Requesting to return the fil Captain Kensington's Proc cedure to be adopted for ryots towards the repair of
Memo dated 17-3-86.	Inviting attention to the return of certain papers adjustment of Cash Contr
Memo of 21-8-86.	Forwarding for orders a of weeds from Channels a papers forwarded to you

...cation the list of the River Channels ... Note dated 21st November 85 req... ...dars & maintain river Channels	Returned
...papers regarding the recovery of ...ny ots towards the repairs of Tank	+
...e of correspondence Submitted with ...mo of 17-11-84 on the Subject of the ... ...the recovery of Cash Contributions from ...Irrigation works.-	+
...Office Memo of 5-12-85 asking for the ...connected with the question of the ...ibution of Irrigation Works.-	+
...accompanying report reg: the removal ...d requesting to return the previous ...the 12th December 85	Returned

ntributions to Irrigation Works

Returned

tters from Assistant Commissioner
very of Contributions for repairs of
vision - In Continuation of theis

7-1-85 Submitting Hassan Sub
g: his inability to recover the money
ndars in the Belur Taluk towards
annels - requesting early orders -

ties of Inamdars &c re: Cash
s of a channel from which their

Returned

Memo dy 17-11-84. do - 17-8-83. Draft Cereular. No 1443 of 7-8-~~83~~ F. Comptroller " $\frac{320}{2179}$ of 5-9-73 F. under Secy	Submitting proposals reg: Error with previous papers.-
Memo dated 7-1-85. No: $\frac{627}{79}$ of 18-8-75 D/o Hassan. with Cavaresepapers. — No: $\frac{648}{83}$ of 21-8- do-do. No: $\frac{1012}{125}$ of 19-11- do reminder. No: 2250 of 14-10- F. Comptroller to Examiner P.Wks. 1. File Commencing No: $\frac{2061}{518}$ of 7-10-74 F. E.E. Cauvery Dn ending No: 2311 of 18-7-76 - Comprising 14 papers.	Submitting for orders 2 le Hassan regarding non re-con Channels &c. in the Sub D office Memo dated 17-11-84
Memo dated 5-10-85	Inviting attention to Memo: dy Division Asst Comrs letters re Contributions due by the Ryo the S.R. of the Kittoor and Ch
Memo of 14-11-85 1 F. from No: $\frac{126}{627}$ of 26-2-75 & $\frac{1667}{}$ Contg. 8 papers. 1 F. Connected with Silt Clearing - Mysore No: 4447 of 7-9-85 with Encls. 1. No. of 22/10 Showing Estes Sanctioned 1. Hassan No: 211 of 23-10-85	Memo regarding the liabilit Contribution towards the repair Lands are irrigated &c &c.

Memo dated 24-11-86 Draft Notification Memo dated 5-12-85 do 14-11-85 211 dy 23-10-85 f. E.E. Hassan Memo 21-8-86. $\frac{604}{35}$ dy 3-8-86 f. E.E. Ash Chaul	Submitting for Co req: Irrigation & of 14 September 188
Memo dated 27-3-88. Mysore E. Es No. $\frac{2686}{789}$ dated 23-8-87 S. of 14-11-85	Requesting the fav Memo regarding Contribute toward which their lands
Memo dated 3-5-88.	Soliciting the fa on the Correspond req: the refusal of Contribution towar Kittoor Channel obtained from the tribations entsta

sideration a draft Notification ules based on your Memo	Returned by cable Dispatch Book No.
of passing early orders on the the liability of Inamdars to s A.K. of the rice Channels from are irrigated. —	Returned
or of early orders being passed ee submitted on the 14-11-85 namdars to pay the usual rs the Annual Repairs of the Kassan Distt & encls: Statt Inamdars office reg: Con- ndng from Inamdars —	Returned

MYSORE CHIEF COMMISSIONER'S OFFICE,
PUBLIC WORKS DEPT., IRRIGATION BRANCH.
CAMP MANDYA, *5th September* 1873.

Circular No. 330—2179.

A

(1)

Circular Memorandum.

To

The Commissioners of Divisions and Irrigation Executive Engineers.

As the existing orders regarding the collection of contributions promised by ryots towards the repair of irrigation works have, in practice, led to considerable delay in carrying out necessary works, and much correspondence with the Revenue Officers regarding the realization of the ryots' quota, the Chief Commissioner directs that the following course be adopted in future, superseding the orders conveyed in this Office Nos. 54, 55 and 56 of 3rd June 1869.

II. For every contribution, the ryot or ryots must enter into a written engagement, to be duly executed with such formalities as will be binding on them, and in all cases, specifying a certain period for its fulfilment.

III. When the contribution is stipulated to be given in cash, the estimate being sanctioned for the full value of the work as estimated for, will also shew the amount payable by the ryots. The amount of sanctioned estimate, and the amount recoverable from the ryots in cash, will be intimated by the sanctioning authority to the Deputy Accountant General, and to the Controller, P. W. Accounts. The Deputy Accountant General will then debit the recoverable amount to a special head in the Civil Books under "Public Debt," such as "contributions for works recoverable from ryots," and will at the same time afford credit for the amount to the Public Works Department, advising the Deputy Commissioner of the District, who will be held primarily responsible for the recovery of the contribution in due course.

IV. The Controller will apply to the Deputy Accountant General for the necessary funds on ordinary credit orders in favor of the Executive Engineer; and on receiving advice from the Deputy Accountant General of the credit given to the Public Works Department, in usual course, will make the necessary adjusting entries in the Public Works Accounts. The recoveries as they are made, will be credited in the Civil Accounts to the account to which the amount of contribution is charged.

V. In case of failure on the part of the ryots to pay up the full amount of cash contribution, within the time agreed to, it will be the Deputy Commissioner's duty at once to take steps to enforce the demand, and should the whole or any portion in any case, prove to be irrecoverable, he will without delay apply for the Chief Commissioner's orders for the adjustment of the amount, in such manner as may appear most desirable.

VI. When the contribution promised is in labor, the Mutchalika taken from the ryots is to specify the proportion of work to be executed, month by month, commencing from the date on which, after sanction, a statement of the particulars of the work they are to carry out, has been furnished to them by the Executive or Assistant Engineer; also the portions to be taken in hand and completed first, and the work must be carried out strictly in accordance with this specification, or with such orders as may afterwards be passed by the Executive or Assistant Engineer. Should this engagement not be worked up to, the Executive Engineer will give them formal notice that if within 15 days of receipt of such notice, all arrears be not worked out, and such steps taken, and labor collected, as will in his opinion allow of the work being completed within the time specified, their work will be stopped, and undertaken departmentally, and the full balance of contribution, not worked out, collected by the Deputy Commissioner in cash.

This should be embodied in the original Mutchalika.

VII. When this procedure is necessary, the Executive Engineer will notify the amount to be recovered in cash, to the Superintending Engineer, who will inform the Deputy Accountant General and Controller, and then the course followed will be precisely the same as if the contribution had been originally promised in cash.

"By Order,"

W. R. JOHNSON, *Major*,
Under-Secretary to the Chief Commr. of Mysore,
Irrigation Branch.

Mysore Government Press, Bangalore.—14-7-80.—20.

Transmittal of Bids
Channels
Contracts
R. and H. Dredging

Special Orde

Liability of Inundars to Contribute towards the maintenance of River Channels.

A

No 126
627.

Mysore Chief Commissioner's Office
Bangalore 26th February 1875.

Section
File No
Serial No

To
The Commissioner
Adtagram Division

(2)

Sir,

I have the honor, by order, to inform you that Mr. Gordon considers that all Inamdars, other than the Service Inamdars mentioned in the last para of your letter above quoted, holding lands irrigated by river channels should contribute towards the cost of the annual repairs to the Channels in the proportion of the extent of their holdings to the extent of the Government lands.

2. This liability will not be enforced during the current year but will commence with the Estimates framed for the repairs of the Chans to be carried out in the Solar year 1877. I am to request that you will, in the interval, cause intimation to be given to all the Inamdars concerned.

3. The Inamdars' share of the cost will be considered as Contribution and will be treated in

in the accounts in the manner laid down in
Under Secretary's Circular No 330/2179 of the 5th Sept/73.

I have &c
(Signed) F. Chrystie Major R.E.
Offg Under Secy to the Chief Commr
of Mysore & Irrigation Branch

No 129/620
Copy to Executive Engineer Cauvery Dn for information & requisite

No 127/628 Deputy accountant General
128/629 Controller D. F. A
130/631 E.E. Hemavati Dn — do —

Rejected 12" Inch 1845 from L & Cauvery Dn
Rejected 3 & 1/2 of 10" Asphaltics 1845 from Canal & Telegraph Dn

Irrigation

From The Chief Engineer

To Executive Engineer Division

The Supg. Engineer of Irrigation Works

Dated

Despatched 12th March

Received 16th

Section

File No

Serial No

Enclosures No.

(3)

General No. 361

No. 106 } 1875

Under Secy's No: 129/630

Subject of 26" Pattimo regarding Contribution by Inamdars for repairs to Channels

I have the honor to request instructions of Supg: Engineer as to the course to be pursued

Executive

The proportion of the

x & 1 the estimate to be borne

by the Inamdars should be sent

here for the Chief Engr No

2. Our calculation enclosed No

References

1 enable us

to fix the

17-3-75

dimension to be given to channels

and as I understand there is a

duty of the C. Engr. that inaccura-

cies regarding areas found in the

Taluq accounts are not to be

connected with the Revenue Survey

has been carried out I do not

understand the first couplet

is attained by making a duty

distinguishing between Inam

and Inam land

M 18-3-75

Executive Engineer should adopt to secure the information regarding the exact portion of Irrigated land and to solicit a reply to the suggestion made in concluding portion of para 2 of this Office No. 2061/518 of 7th October last to Superintending Engineer.

A. Mathews

Executive Engineer
Canvery Division

Mysore
12—3—75.

No. 30

Deputy Commissr's Office
Mysore District
Dated Mysore 8th April/75

(5)

To

The Commissioner
Nellagram Division

Sir,

I am reply to your Circular No. 496 of the 12th Ultimo inquiring the best method of levying on Inam holdings a proportionate cost of the repair of Channels. I have the honor to report that the fairest method would be to fix it in accordance with the area irrigated as shown in the Enamty accounts.

2. It is well known that Govt do not realize their fair share of revenue under the Channels in Consequence of the inaccuracy of the original measurements and of the great encroachments which have been made since both in the case of Enam and Government holdings and which have not been brought to book

book on the grounds that the lands are fadeless.

3. The great improvement in the Condition of the Channels which has taken place in the last few years resulting from the heavy Expenditure incurred by Government in the Department of Public Works have brought such cases of Concealed Cultivation more prominently to notice, and render it absolutely requisite that the proper survey of Channel lands should no longer be deferred. Many important questions involving revision of taxation Settlement of Estates, determination of Contributions and supply of water can then be uniformly dealt with and determined upon a more permanent and satisfactory basis.

4. Bound up with the General subject is the question of the levy of an enhanced rate for supply of water for a second Crop which can now be given to larger extents

Circular

(6.)

From, The Commissioner
Ashtagram Division

To, The Dy. Commissioner
Imgaon District

Dated 5th November

Enclosures No. 1

Circular No. 307. 1874.75.

Superintending Engineer's letter No. X 2877 dated 30th Ultimo requesting opinion as to whether Inamdars, holding lands below river Jrds Channels, may be required to contribute proportionately towards the annual repairs of those Channels.

Forwards for information Copy of the above, together with its enclosure in original to be returned, and requests early expression of the Deputy Commissioner's opinion on the subject.

[Sigd] A. C. Kay
Commissioner A. D.

Dy.

X to be passed on to Dy. Comr. Hafeem.

No. 1100

Dy. Commrs Office
Mysore District
Dated Camp Sargur
28th January 1875

To
The Commissioner of
Ashtagram Division

Sir,

I have the honor to acknowledge receipt of your Circular docket No. 307 of the 5th November 1874 forwarding in original the Marginally noted Correspondence with the Superintending Engr: and calling for an expression of opinion in respect to Contributions being levied from Inamdars on account of annual repairs of Channels under which they hold their Inams.

Ashtagram Comrs Cir docket No. 307 of 5th November 1874.
Supg. Engrs letter No. 2877 of the 30th October 1874 to the Commrs Ashtagram Division
Ex. Engrs Cauvery Division letter No. 2069/578 of 7th October 1874.
do do Hemavatti Divn No. 395 of the 26th October 1874.

In reply I beg to submit herewith a statement showing the approximate area of both Government and Inam lands under the several Channels in this District, and to state that most of the Inamdars who have been Consulted on the subject are

are in favor of the Contribution being levied from Inamdars. I am myself of opinion that it is but fair that Inamdars should pay their quota, either in money or labor, in proportion to the extent of their Inam holdings. The accompanying statement will show that a little more than 1/5th of the total extent of lands under the Channels are Inam, and that the Inam lands under the Ramaswamy Channel in the Tulcand Taluk actually exceeds the extent of Government lands by 2262-26- acres-Goonta 2 3 9/16

The only argument adduced against the measure under Contemplation is that no provision of any kind is made in the summons of Inamdars that they should Contribute to the repairs of Channels or tanks, but I need hardly submit that the fact of the Government not being bound in the very identical summons to give them water gratis to irrigate their fields outweighs the force of this argument.

Further

Further x reference to the marginally noted Correspondence of the year 1837 referred to in this Office letter No. 869 of the 23rd. November 1874 will show that the system of levying Contributions for repairs of Irrigation works is not a novelty in as much as it was adopted in certain instances during the administration of the province by the late Maharajah.

I agree with the Executive Engineer Nanjanagud Division in the opinion that Government servants such as toties and Koolwadies &c. who holds pattahs of service Inam lands should enjoy immunity from paying any Contributions.

Yours &c.
(Sd) E. Shaw
Dy. Comr.

From

The Commissioner
Ashtagram Division

No. 496

The Deputy Commissioner
Mysore District

Dy. 12th March 1875.

Referring

Letter No. 335 of the 17th Inst. 1837 from the Supdt. Ashtagram Div. to the Secretary to the Chief Commissioner.

From Deputy Commr.
To Ex. Engineer Dinapore District
Dated 14th April 1875
Despatched
Received

(7)

Enclosures No 3

General No. } 18
D. P. W. No. 22 }

From
Commr. No. 30 of 5th Nov. 74
and of its Enclosures

To
Commr. No. 1100 of 13th January 1875

From
Do 496 of 12th March 1875

To
Do No 30 of 8th April 1875.

Your Docket No. 495/81 of the 31st Ultimo on the subject of Contributions to be levied from the Emandars holding lands under Canals in the District

In reply forwards a Copy of a statement showing

showing the area and assessment of lands held both by Government and Enam Lands under the different Channels in the District together with Copies of the marginally noted Correspondence with the Commissioner Ashtagram Division on the subject under reference.

(Sgd) W. Hill
Dy Commissioner
Tanjore District

"Copy"

Executive Engineer
Cauvery Division

Marriage
Dept 1875

From Sec. Revenue Receiving Division

To Sec. Engineers & Surveyors

Dated 26th April 1875

Despatched 30th "

Received

Enclosures No.

General No. 674 } 18
No 196 }

Forwards Return of Commissioners No. 22 of 14th Instant with Copies of its Enclosures regarding the Contributions levied by Insurgents towards Charities purposes.

This matter may be communicated to the Govt. of Cochin-China from whom before the Govt. of that it is for the Govt. of Cochinchina and not for me to take the Chief Govt. orders on the subject of Mr. Bill & send a special Survey Engr. to the Channels

17

Irrigation D Ex: Engineer's office
- Cauvery Division

No. 674/194

8

From

The Executive Engineer
Cauvery Division.
26th April 1875.

To

The Superintending Engineer
of Irrigation

Sir

With reference to your No: 926 dated 22d ultimo regarding the contribution by Inamdars towards Channel repairs I have the honor to forward herewith for information a copy of the Dep'y. Commissioner's No: 22 of 14th instant with copies of its enclosures.

II The Deputy Commissioner in Para 5 of his No: 30 of 8th instant to the Commissioner Ashtagram Division strongly urges that a renewed survey Party be deputed to survey take up the survey of the lands below the Channels. Accurate

pl.

plans showing the extent of Inam and other holdings would be of most valuable to this Department I would beg to take the liberty of recommending that the suggestion made by the Deputy Commissioner with support from this Dept.

I have the honor to be

Sir

Your most Obt. Servant

A. Rathener

Executive Engineer

Cauvery Division

Mysore
26—4—75

Mysore 19 11
11/5/75

Mysore (Para)

No: 667. 1875/76.

From The Superintending Engineer of Irrigation Works

To The Executive Engineer Cauvery Division

Dated
Despatched
Received 4/6/75

9

Enclosure No.

Subject

His No: 674/194 of 26: apl/75, forwarding copy of letter from Dy. Com. Mysore, regarding the contribution. Lens by Inamdars towards Channel repairs.

"

Informs that it is for the Com: of the Astogram Div., and not for the undersigned to take the

Chief Comm's orders on the proposal of Major Hill to send a special Survey Party to the Channels.

W.

Thos. Pugh

General Serial No. 28.

188 5. 4983

From The Deputy Commissioner
Myore Canara

To The Executive Engineer
Myore Division

(10)

Dated 21st May 1885.

Despatched

Received

General No. 35 } 188
No.

Enclosures—Number. 1 file

His No: 352 dated 6th May 1885 regarding the amount of Contributions to be recovered from Landholders of Channarayapatna owning lands below the Rajapuramanavary channel

— n —

In returning the said Corres-

Enclosures of the above has the honor to forward Copy of the Firka deed and to state that the provision of para IV of the deed when read in full will show that the Inamdar in question have "to bear a proportionable share of cost of repairs of Government works of irrigation in common with ordinary Landyrue ryots". etc the ryots are exempted from the payment of such contribution, The undersigned regrets his inability to recover the same from the aforesaid Inamdars as such recovery does not appear practicable

Signed
Abdul Khader Rly.
Deputy Commissioner
Nagamangala

"Copy"

J. M. Acne
Asst. Executive Officer
Mysore Division

(GL No 59355)

LL

Title-Deed granted to Yellandur Dharapuram Venkatesha and others, as shown on the other side

I. On behalf of the Chief Commissioner for the Govt. of the Territories of His Highness the Maharaja of Mysore I acknowledge your title to personal Inams, the village endorsed hereon, in the Taluk of Talakad of the Mysore District Ashlagram, Ashlagram Division as per particulars mentioned in the annexed Schedule.

2. These Inams are hereditary only; and in the event of the failure of lineal heirs they will lapse to the State.

3. On your agreeing to pay an annual ad-interim quit-rent of Rs 1629— mentioned in Col: 6 of the Schedule your inam tenure will be converted into a permanent and transferable property; and can be disposed of as you think proper subject only to the payment of the above mentioned quit-rent and so long as you, your heirs or assignees are faithful subjects of the State. The above ad-interim quit-rent will however be liable to revision by the Survey Department, on the subject

[illegible]

[illegible]

1 [illegible] — 49/192
8 [illegible] —

9 [illegible] — 5/64

10 [illegible] — 5/32

11 [illegible] — 15/64

[illegible]

12 [illegible] — 1/4
13 [illegible] —
14 [illegible] —
15 [illegible] —
16 [illegible] —

[illegible]

17 [illegible] — 3/8
18 [illegible] —

19 [illegible] — 3/8
20 [illegible] —
21 [illegible] —

[illegible]

[illegible]

22 [illegible] — 1/4
23 [illegible] —
24 [illegible] —

[illegible]

25 [illegible] —

Copy Instrument
Amildar

18.5.85 Received

Sd/- 1586-7-2 1629-0-0

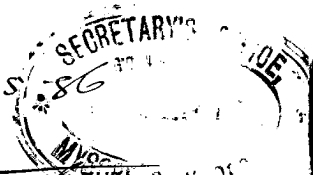
Sd/- 195-11-8 197-0-0

Sd/- 394.4-7 396-"-"

Sd/- 515-14-2 537-0-0

General Serial No. 28.

188 S/86



From The Deputy Commissioner Myforeonbeil

To The Executive Council Myforeoirsiom

(11)

Dated 22nd
Despatched 27th } ethcouncil/85
Received

General No. 85 } 1885.
No.

Enclosures—Number.

His no: 563 dated 30th July/85

with reference to the above I beg the honor to state that Contribution from the Emandaro for the special repairs of the Regespirmaswary Channel

channel cannot be procured as the Marjinachy mtes Inamdars have produced title deeds which contain provision noted in this office docket No 35 dated 27th May 1885

"Signed"
Abdul Khader K.B.
Deputy Commissioner
Mysore Division

Copy

Jan Acre

Asst. Commissioner
Mysore Division

1 Tumbala
2 Hosa a Kote
3 Ramanathpur Hundi
4 Mullathi
5 Dodda Abbagil
6 Ramanathpur
7 Bagur
8 Bandanahalli
9 Mugalahalli
10 Sangahalli
11 Koppala.

5712

(13)

From

The Asstant Engineer
Hassan Range

To

The Superintending Engineer
of Drystone

Dated 23rd October 1885.
Despatched 25th.
Received

Enclosure None.

No. 211.

Compulsory Contribution to be Collected from the Inamdars towards Annual repairs of Channels in the Hassan Range for 1885-86.

With reference to the above, has the honor to inform the Superintending Engineer, that Several Communications were addressed to the Asstant Commissioner of Hassan Sub Division requesting him to have the Inamdars

Sd Asstant in the Sub division Con. Station

Cost 28/10

Complete file
Tolery for orders.

The A. Comm^r seems to have on his own authority substituted the cleaning of the nuds for the Cash contribution recoverable from the Inamdars.

As I have explained on another occasion, there is evidently a great confusion of ideas regarding the orders issued & received. There is a standing order of Govt that Inamdars must contribute & this order has never been yet set aside, nor should it be.[X] The whole question seems to require the orders of the Local Govt.

6/11 Signed

[X] The order is contained in Cir. No 126 d 26 Feby '75 issued by Irrigation M. Secy. -
6/27
14/11/85. Signed

Share received, as in previous years. He put queries and raised objections, all tending to indicate that great difficulty is felt in recovering contribution in Cash from Iraindars and, at last, issued instructions to the Amildars of Belur and Hassan to enforce in the case of the Iraindars Concerned, the duty of removing weeds &c. from Channel beds in accordance with Dewans Proceedings No: 117-27 of 6th April 1885 and in default to recover from them in Cash the amount of Contribution Claimed by Government. The Amildars, in due Course, reported that the Iraindars executed the needful repairs in the Shape of removing weeds &c. and these reports are forwarded to the undersigned in reply to the last Communication on the Subject.

2. The work turned out by the Iraindars will be inspected and reported upon. In the meantime the question is submitted for orders as the Examiner objects to passing any expenditure over and above the Government Share until the Iraindars' Share is recovered.

3. The execution of the further repairs that are necessary cannot safely be stopped pending receipt of orders on the subject. The works will be pushed on and expenditure incurred to the extent of Sanctioned Estimate amount in anticipation of approval.

D. Rangarao
Assistant Engineer
Hassandarge

Camp Palya.

Adl.

187

Examination

Cl. Circular Cantt. 1st

Cl. Letter 26th Feb 1875

Orders 1882. Rights & remission of Silt

Cancelled by orders of 6 April 1885

TO THE DEWAN OF MYSORE

for Orders.

(14)

Liabilities of Inamdars, &c.

. . . . . .

September last Ex: Engineer, Hyderabad, reported that the Dy: Commissioner, Hyderabad, had expressed his inability to recover from certain Inamdars their cash contributions towards the repairs of a channel from which their lands are irrigated. The Dy: Commissioner urged that since the Govt ryots do not pay anything for channel repairs, the Inamdars cannot, under the terms of their Title Deeds, be compelled to contribute.

This view appeared to me to be perfectly correct. Inamdars are to "pay" a fair proportionate share of cost of the repairs of Government works of irrigation in common with ordinary Kudiwaram ryots". It follows that, if the latter are not called on to pay, the Inamdars had also cease.

Accordingly I directed that the whole of the channel should be debited thereby passed, the contribution not being fairly recovered. Remission of cash contributions requires the sanction of the Local Govt + a note explaining circumstances was to be prepared for your orders.

Since then a somewhat similar occurred on the Hassan channels. Commr of the Subdivision finding it not impossible to recover cash contributions from the Inamdars concerned cease enforcing in their case the duty of removing weeds.

Examination of cases declined to pass any order above the Government share Engineer reported the circumstances.

Inamdars as the ryots have, vide Govt No 117-67 of 6th April 1885 been relieved of all liabilities in connection with irrigation works, including the duty of removing weeds etc

The subject herein referred to is a most unsatisfactory condition: we must recognise it as a Cardinal Rule that Ryots & Inamdars are liable to maintain in order the Irrigation works from which they derive their supply of water. An unfortunate mistake was made in Sir James Gordon's minute of 13 August 1878, para 15, which held that the obligation is commuted into an Irrigation Cess. But the Irrigation Cess (whether separately levied or merged in the assessment) was never intended to effect any such Commutation. Vide ~~Para~~ the Survey Guarantee para VI which distinctly enunciates the Ryots obligation to maintain upkeep of tanks & other works & para XIV directs that the Irrigation Cess shall be devoted to repairs, improvement & reconstruction (& not maintenance) of tanks & other works.

2---- Thus where we levy the Irrigation Cess we cannot

Irrig: Under. Secy's Cir: No 126/627 - 97
26 Feby/95.

seems to me that the action
Commr in also limiting the liability
Inamdars to the removal of weeds was
correct. Such at least is the interpretation
that I put on the Title Deeds.

The Asst. Secretary, however, points out that
there is evidently great confusion of ideas
regarding the orders issued & rescinded, &
that there is a standing order of Govt
That this order Inamdars must contribute.
this order has never yet been set aside, nor
should it be.

I do not myself agree with this. The
ordinary ryots do not now pay cash contributions
towards channel repairs, & the order of
6th April, 1885, relieved them of the duty of
clearing silt. Such being the case, the terms
of the title deeds are sufficient to relieve
the Inamdar to the same extent, previous
standing orders or practice notwithstanding.

The Standing order should be rescinded,
if it is necessary to deal with it at all, for
in the altered circumstances it has virtually become
a dead letter. The terms of the title deeds
cannot be infringed — their terms placed the
Inamdars on a par with the kudiyaram
ryots in regard of paying cost or part cost of
irrigation repairs — the ryots have been
relieved of the cost, & it seems to me there
is an end of the matter. It is beyond
the province of the P.W.D. to go further into
the question, at least until experience
tells us that the system has entailed difficulties
& dangers to the channels.

C. Unwin Major R.E.
Superintg.
14-11-95

Consistently with good faith
avoid the obligation to repair
& improve our tanks &c -
Whether large or small
Whether under Rs 100 Revenue
or not - In the matter of
minor tanks we are
proposing to give up the
Irrigation Cess & to throw
the obligation to repair
& improve on the Ryots
themselves. As we find
that the Irrigation cess
realisations in our hands
go a very small way
towards providing funds
for repair of tanks, I am
sure that we must give
liberal grants-in-aid
to Ryots if we require
them to repair themselves
the smaller tanks - The
subject is now engaging my
attention as a separate
file

On the question of maintenance
now raised the following may
be accepted as our Policy

1st Ryots & Inamdars
to maintain

the Govt to maintain,
the cost being recovered from
the Rysts or Inamdars failing.

2nd Govt has no right to
levy cost either from Inamdar
Ryot, before giving him
chance himself to do the
needful work - Such a
~~Chance~~ chance not having
as regards River channels. The order
been given him
Contained in letter of 26th
Feb 1875 must be withdrawn.

3rd As regards River channels
the Ryts & Inamdars were
at time called upon to
maintain by the Subsequent
orders of 21 April 1882, but
as it was deemed inexpedient
to impose upon them the
obligation ~~&~~ difficult to
enforce ~~it~~, these orders
have withdrawn, (on 6 April 1885) as regards
General maintenance,
removal of weeds in Channels
alone being excepted.

4th Bearing in mind
the fact that a fairly
adequate Water assessment
is levied by Govt on all
wet lands under River
Channels. I am of opinion

To Secy
with file
1/12
30/11.

Submitted
1/12/85.

No. 2407.

Mysore Public Works Department.
Examiner's Office

Bangalore 27 Nover: 1885.

To,

The Superintending Engr.
Mysore

(15)

His N° 5674 & 23 Nov/85 requesting to prepare & forward a Statement Shewing the average outlay incurred by Government on each of the river channels during the past five years.

Has the honor to forward the Statement called for in the above.

2. Red Ink entries denote names of channels & Anicuts not mentioned in page 44 of the Preliminary

Issue of the current year's budget.

Read Bacher

Examined P.M.S.

Imprint

Ltd.

Mysore Province

Statement shewing Annual expenditure during the past 5 years on each of the River Channels maintained at Government cost.

Division	Names of Channels	Outlay during 1880-81		1881-82		1882-83		1883-84		1884-85		Total	Average	Remarks
Mysore	Kattapur	878	169	533	212	577	341	1185	916	626	523	5960	1192	
	Kookoor Groques	"	1539	1463 -675	291	453	82	402	"	"	"	3555	711	Do Do Government Channels.
	Ramanathpur	589	183	86	38	351	216	455	396	491	481	3285	657	
	Do Special	"	"	"	"	"	"	"	90	116	"	206	41	
												3491	698	
	Salagram Lewis	355	467	335	1278	-83	194	740	744	257	502	4792	958	
	Do Special	"	"	"	"	"	1371	"	"	"	"	1371	274	
												6163	1232	
	Mirle Lewis	441	378	345	945	849	343	957	1021	372	661	6312	1262	

Ramasamadram	171	384	291	614	256	206	494	561	432	515	3924	785	
Yeppan	85	585	394	661	59	410	258	501	157	599	3591	718	
Do Special	"	"	"	"	"	"	"	401	427	"	828	166	
											4419	884	
Rajaparameswari	271	201	57	"	135	"	443	425	180	404	2116	423	
Do Special	"	"	"	"	"	"	"	484	"	"	484	97	
											2600	520	
Ramasawmy	163	121	110	137	373	84	59	264	101	584	1552	310	
Do Amicals	"	"	"	"	"	15	487	"	"	"	502	100	
											2054	4010	
Mahadevimantri	258	187	236	304	3	"	818	465	367	410	3048	610	
Do Amicas	"	"	"	"	"	933	1664	"	57	"	2654	531	
Manager to Do Channel	"	"	"	"	"	129	"	"	"	"	129	26	
Special Repairs of Do Chan	"	"	"	"	"	"	234	"	"	"	234	47	
											6065	1213	Total Amount
Special Repairs to Lakshmana Thirtha Amicals - 3	"	"	"	"	"	"	"	200	226	"	3555 426	711 85	9620 1924
Bundobast	63	94	341	35	126	87	152	168	93	116	1255	251	

Add Extra establishment on Khoolakuri Sowcars

do Cuicut Special	"	"	"	"	"	"	"	"	181	"	181	36
											1436	287
Hongalvadi	495	153	410	204	420	89	643	327	427	285	3453	691
do Special	"	"	"	"	"	98	12	"	"	"	110	22
											3563	713
Sangur	"	"	"	"	"	"	"	"	"	"	"	"
Herehalli Cuicut	"	"	"	"	"	"	"	320	1813	"	2133	427
do Channel	-	-	-	-	-	-	-	-	23	"	23	5
											2156	431
Nellore Channel Special / Repairs	-	-	-	-	-	-	-	270	834	"	1104	221
Swannavathy	15	"	"	"	"	"	387	90	270	90	852	170
Mulahalli	"	"	"	"	"	"	"	"	"	"	"	"
Alur, new	"	"	"	"	"	"	"	"	"	"	"	"
Hunma	"	"	"	"	"	"	"	"	"	"	"	"

Kozhalli	"	"	"	"	"	"	"	"	"	"	"	"
Kadlur, new	12	"	33	43	"	54	"	393	258	"	793	159
Alur, old channel	"	"	"	"	"	"	"	"	"	"	"	"
Hanagunur Tank	29	"	72	"	"	"	"	"	"	"	101	20
Honagod Series	568	334	2,221	790	1745	528	1557	-90 961	2901	339	11,848	2370
Do Special	"	"	"	"	"	"	"	498	-44	"	454	91
											12302	2460
Kattemalavadi	92	47	638	107	23	21	217	142	130	30	1447	289
Do Beach ni Amicals.	"	"	"	"	"	838	"	964	-5	"	1797	359
											3244	649

___ do ___ Special	"	"	"	"	"	"	"	257	"	"	257	50	
											360	72	
Kaniambadi	1034	144	961	244	966	56	563	295	381	195	4639	928	
___ do ___ Special	"	"	"	"	"	677	579	"	46	"	1302	263	
											5941	1188	
Devaraya	86	46	310	5	215	"	499	184	386	255	1986	397	
Chikdevarayan	3205	854	3443	"	8305	523	4291	2264	2368	974	26224	5245	
___ do ___ Breach in Anicut	"	"	"	"	"	1319	"	1736	603	"	3658	732	
___ do ___ Special	"	"	"	"	"	"	"	3715	2536	"	6257	1250	
Groynes of Chikdevarayan	"	"	87	"	"	"	"	"	"	"	87	17	
											36423	7244	
Vajanadi	223	84	658	134	906	489	595	737	580	386	4492	958	
Breach in Vajanadi Channel	"	"	186	"	"	"	"	"	"	"	186	37	
___ do ___ do Anicut	"	"	"	"	"	534	"	126	117	"	777	155	
Temporary Weir across Vajanadi Anicut	"	"	"	"	"	80	"	"	"	"	80	16	
											5835	1167	
Bangarudoddi	262	76	234	76	294	"	252	192	194	95	1653	331	
___ do ___ Special	"	"	"	"	"	"	220	"		"	220	44	
											1873	375	

	Greenmadera South	419	216	283	179	361	280	563	250	163	276	2990	598
	do North	2770	400	1450	1452	2264	1586	3114	2448	1118	1394	17,996	3599
	do do Special	"	147	"	"	"	"	"	"	"	"	147	29
	do do Sluice	"	211	436	"	"	"	"	"	"	"	647	129
	do do Dam	"	25	1060	"	527	"	"	"	1480	438	3530	706
	do do Special	"	"	"	"	"	1302	3944	"	"	"	5246	1049
												27,566	5513
much Rock Range	Mandigere	1185	300	708	593	1026	83	1348	864	919	221	7247	1449
	do Anicut	"	"	"	"	"	"	"	1252	"	"	1252	250
	do Special Repair	"	"	"	"	"	"	"	"	"	948	948	190
												9447	1889
	Kemagere	2	28	"	212	-186	"	448	426	-8	28	950	190
	do Special	"	"	"	"	"	"	"	1340	275	"	1615	323
												2565	513
	Attichebbal	157	45	313	209	408	48	185	104	132	74	1639	328
	do Special	"	"	"	"	"	"	"	"	226	"	226	45
												1865	373
	Kalhatti	18	"	"	88	-64	"	15	65	-13	"	109	22

Anicut

Maddan Ane	325	1267	5240	"	1267	4 31	1483	670	1690	82	12059	2412
Maddan Anicut	"	"	"	"	"	814	"	-55	"	"	758	152
											12817	2564
Kemmanna	"	"	"	"	"	"	"	"	"	"	"	"
Vaidyanathpar	"	"	"	"	"	"	"	"	"	"	"	"
Baran	"	"	"	"	"	"	"	"	"	"	"	"
Channakki	"	"	"	"	"	"	"	"	"	"	"	"
Goddon Special Improvement	"	"	"	"	"	503	47	"	"	"	550	110
Kistraj Anicut Special	"	"	"	"	"	"	"	"	312	"	312	62
Grading Channels in No. II Range Mysore	"	"	"	"	"	150	"	"	"	"	150	30
Watchmen	"	5556	"	5657	"	5868	"	"	"	"	17075	3415
Channakkatte Anicut	"	"	"	"	"	1645	"	5571	4040	"	11256	2257

Kasaipur	157	61	158	89	134	59	133	53	185	130	1153	231
Lengpui	13	57	148	153	67	62	148	45	197	147	1067	213
do Special	"	"	"	"	"	"	"	91	"	"	91	18
											1158	231
Marchalli	81	98	82	135	90	"	393	121	196	119	1315	263
do Rep. breach in Aizawl	"	"	"	"	"	238	"	240	153	"	1131	226
											2446	489
Ngentlalli	"	"	"	"	"	"	"	"	"	10	10	2
Aizawl	103	333	299	395	271	202	629	401	604	488	3725	745
Lawngtlai	62	105	108	"	133	57	237	96	113	236	1121	224
do Lamphey-Lyang	"	"	"	"	"	287	"	"	"	"	287	57
do Aizawl	"	"	"	"	"	"	"	3410	"	"	3410	682
											4818	964

Hiriur	Heloogal	2	18	30	39	105	"	43	113	141	12	503	101	
	do Special	241	"	614	"	22	300	267	10	-18	"	1436	287	
												1939	388	
	Lohangavalli	59	"	198	22	159	"	"	13	-72	"	379	76	
	Arsikatte	"	"	"	"	"	"	"	"	"	"	"	"	Journal
	Yamasandri	Not manufactured by Govt.												Journal
	Kittur	86	52	-2	77	22	61	40	137	103	15	591	118	
	do Special	"	"	"	"	"	1041	2215	"	-965	"	2291	458	
												2882	576	
	Bombadihalli	102	30	-12	37	1	28	-28	"	"	"	158	32	
	do Special	"	"	"	"	"	427	"	5	"	"	432	86	
												590	118	

Old Kadbur	41	104	31	19	79	52	-5	86	99	15	521	104
do Special	"	"	"	"	"	136	-	91	-14	"	213	43
											734	147
Madugatta	129	32	24	32	62	67	25	32	172	12	584	114
do Special	"	"	"	"	"	61	"	84	69	"	214	43
											801	160
Chakkathentha	13	"	40	31	1	57	18	90	-14	12	242	48
do Special	-	"	"	"	"	"	"	11	46	"	54	11
											296	60
Arahalli	6	"	"	"	36	"	"	20	56	-	118	24
Madanahalli	"	"	"	"	"	"	"	"	"	"	-	"
Panampur Street	"	"	602	"	"	"	"	7	"	"	609	122
Watchmen	"	1863	"	1979	"	1921	132	"	"	"	5886	1174
Total	4928	6994	24579	17501	22443	27575	33403	38108	29266	12081	23,6848	47371
	31922		42080		50018		71511		41347			

Ind.
30/11

Statement Shewing the Estimates Sanctioned for Annual and Special Repairs of Channels and the Cash Contributions paid by Inundated during the year 1883/84 & 1884/85

Years	Divisions	Annual Repairs Govt Share	Annual Repairs Inundated Share	Special Repairs Govt Share	Special Repairs Inundated Share	Remarks
1883/84	Jessore Dn	30,236	3,128	* -	-	Credit given and Adjusted in the Accounts -
1884/85	——do——	20,294	2053	-	-	Credit not yet afforded by the Comptroller -
1884/85	French Rocks Range	2,545	11	-	-	——do—— ——do——
——do——	——do——	11763	1853	-	-	——do—— ——do——
1883/84	Haroun Range	4,638	856	* -	-	Credit given and adjusted in the Accounts -
1884/85	——do——	810	113	-	-	Credit not yet afforded by the Comptroller -
Special Repairs to Hemaphrey Channel & Channel				42	* 2041	* of this Rs 1116.4.10 Credit afforded by the Comptroller - Balance Rs 924.11.2 not yet adjusted Credit for which not yet afforded -
——do——	do. Kullulby	Inund Channel		951	863	* Credit afforded & adjusted in the Accounts of 1883/84
——do——	Old Cowlen	——do——	Channel	307	67	* ——do—— 1884/85
——do——	Madagutteh	——do——	——do——	239	23	* ——do—— ——do——
——do——	Kamuneby	——do——	——do——	1362	68	* ——do—— ——do——
——do——	Sitton Channel			2914	985	Credit not yet given
——do——	Rajapore Channel			725	289	——do—— ——do——
——do——	Nedelata to Freemansion Channel			5062	202	
	Total Rs	70286	80144	11602	4488	

Statement of Credit afforded & Adjusted in the Accounts of

22/10

Secy. The amount of contribution under dispute is 23/-
This amount has already been expended + debited to 'Irigation'.
It is now declared by Deputy Commr to be 'not recoverable'.
The debit to 'Irigation' may therefore stand + Examiner be informed accordingly.
Remission of contribution however requires at present the sanction of the L. Govt.
The principle too seems wrong. Inamdars should contribute towards the cost of all repairs. Yours
26/10

The Dy. Commr's reading of the terms of Title Deed seems correct, + as the Inamdars did not contribute we cannot exact the same from them now.
Debit may stand + Examiner informed.
Note explaining circumstances of this remission to be prepared for submission to Dewan.
CB.
26.10

[illegible]

[illegible]

Some Secy's order + prepare draft note as above for Dewan information Yours
4/11

[illegible]

(1) I

TO THE DEWAN OF MYSORE

for Orders. ✓ (16)

Forward for your information the list of the river channels attached to your note of 21st ultimo.

The Examiner in preparing the statement entered in red ink works which were not shown in the Preliminary Issue of current charges but in which all the channels were provided for. The works as entered appertain however, to the channels just as much as any ordinary annual repairs and in calculating the average outlay during last 5 years in each channel it has added on in detail such as called "special" expenditure.—

I have roughly drafted for your consideration a circular order regarding liability of ryots & Tenants, which I take to embody the views expressed in your note of 21st.

It seems to me that the decision you may arrive at ought to settle the question even if the Rev: officers will act up to it as to. And it is a satisfactory settlement in my opinion, for the cultivators ought in reason deem it a hardship to have to clear away regularly the silt which is deposited from the water which descends down from the rivers on the face of their lands.—

Should any objection occur to you in wording above terms I the R.M. might perhaps keep it over to the when we meet at Chennapatna or Tiptur I am not sure whether you wish to have effect at once or not until the current official year.—

C. Trevor

Mysore
5-2-[illegible]

For [illegible]
[illegible]

16/a

Order—

As considerable confusion of ideas and diversity of practice obtain in connection with the liability of Ryots and Inamdars for the repairs & maintenance of river-fed irrigation channels, the following order is issued in supersession of all previous orders on the subject.

2— Ryots and Inamdars holding lands below the river-fed channels specified below are exempted from liability to repair & maintain such channels in working order, except as far as removal of silt & clearance of weeds is concerned.

3— The repair & general maintenance of these channels in efficient condition will in undertaken by Govt, but the clearing of silt & weeds which obstruct the flow of water & interfere with the constant & regular supply required by the lands irrigated is a duty which devolves on the owners of such lands. The river channels have been brought to the proper grades & sections which if unobstructed will ensure an adequate supply to the fields below, and permanent bench stones have been fixed to indicate the levels at which the beds must be maintained. When, therefore, the full supply required for irrigation is lessened by the constant deposit of silt from the water flowing in the channels or by the growth of weeds in their beds, the removal of such obstructions necessarily & naturally falls on those utilising the water, whilst all other repairs and the maintenance of the banks, sluices, weirs, aqueducts, surnadows, &c. devolve upon Govt.

4— It will be the duty of the Dy: & Asst Commissioners to enforce this annual

work of removing silt + weeds from the ryots + kumdars concerned, who, on the close of the cultivation season, will be called on to themselves arrange for the needful work on the satisfactory + timely completion of which the cultivation of the ensuing season must depend. Should the ryots or kumdars holding lands below any section of a channel fail to respond to this call in due time, the officers of the P. W. Dept, on due notice being given them of such failure, will at once undertake the clearances the cost of which will be recovered by the Rev: officers from the owners who declined to meet their obligations as now clearly specified.

5 — The river channels to which these rules apply are as follows: —

(17)

Memorandum.

D. P. W. Secy's Note dy 21st Augt 1886

I return the papers you ask for. I do not think the Committee of 1884 did anything. Certainly no orders were passed in 1884.

I retained your note of 5th December wishing to discuss it further with you. In my note of 21st November (on which you based your Draft) there was an unfortunate clerical error. I wrote "Silt" where I meant "weeds". This makes a great difference Briefly the position is as follows:—

The works required to irrigation works may be classed as

(a) Repairs & improvement

(b) Maintenance.

(a) Repairs &c. The Ryots' liability to do this has been commuted to an Irrigation Cess. All repairs &c must therefore be done by Government.

(b) Maintenance. The general rule is that this must be done by the Ryots; that if the Ryots fail to do it, the

Revenue

Revenue authorities must do it and recover the cost from the defaulting Ryots. An exception to this rule must be recognised in the case of certain River channels which are at present maintained by the Government except as regards removal of weeds. In expres commutation⊕ of the Ryots' liability to maintain these River channels, a special rate of Eight annas per Khandi (2 acres) is levied in the Mysore & Hassan Districts. This special levy must be held to exempt the Ryots from liability to maintain River channels, except to the extent of removing weeds: See table below:

⊕ I have not been able to get the entire correspondence on this subject. But Silt has been removed by Govt since 1864

- Works.
  - (a) Repairs & improvements — (Govt must do in return for Irrigation Cess of 1 anna in the Rupee of assessment).
  - (b) Maintenance —
    - (c) Of specified River channels
      - (d) Removal of weeds — (Ryots must do).
      - (e) Other works, such as removal of silt &c. (Govt must do in return for the special levy of 8 Anas per Khandi).
    - (f) Of irrigation works other than specified River channels. (The Ryots must do)

The above shows how the law at present stands. Revenue officers must invariably enforce the Ryots liability under (d) & (f) above, where necessary recovering the cost from defaulting Ryots.

X 7
See Rules in Nos 92 Oct 1873.

As regards the special levy of 8 annas per Khandi intended for the work specified in (e) above, I shall put myself in communication with the Survey Superintendent as to the best means of levying it. The channels concerned are important & their maintenance should not be left entirely in the hands of the Ryots. It is far better for Government to maintain them & recoup itself by a special levy as heretofore. I find that the annual cost seldom exceeds Rs 40,000 for maintenance properly so called. At the present rate of 8 annas per Khandi, we require 1,60,000 acres under the River channels to give this sum.

I send you the file relating to an order recently issued in the

(4)

Revenue Department showing how the removal of weeds is to be done by Revenue authorities when the Ryots fail. I would put this into a more formal shape. I want a clear definition of "Repairs", "improvements", "Reconstruction", "Maintenance".

14th September 1886.

J. Sherwood

To Agreement dated 13/8/86 J610/104 No. 3609 J610/163

Notification

(18/a)

The following rules regarding the repair and maintenance of Irrigation works throughout the Province are published for general information. They have the force of law.

The work to be done is classed as follows:—

(a). "Restorations, improvements, and repairs"
(b). "maintenance."

(a). Restorations, &c:— The ryots and Inamdars liability to do this class of work has been commuted to an Irrigation cess. All such work will therefore be done by Government.

(b). Maintenance:— The general rule is that this must be done by the ryots; that if the ryots fail to do it, the Revenue authorities must do it and recover the cost from the defaulting ryots as a revenue demand. An exception to this rule is, however, recognised in the case of certain River-fed channels (specified below) on the lands irrigated from which a special rate of 8 annas per Khandi (2 acres) is levied in the Mysore and Hassan Districts. This special levy is held to exempt the ryots from liability to maintain these River-fed channels, except to the extent of removing weeds.

The subjoined Table exhibits the works as classed and liabilities connected therewith:—

Works
- (a) Restorations, improvements, repairs.—(Government must do in return for irrigation cess of 1 anna in the Rupee of assessment.)
- (b) Maintenance
  - (c) of specified River channels
    - (d) Removal of weeds — (Ryots or Inamdars must do).
    - (e) other work, such as removal of silt, &c. (Govt must do in return for the special levy of 8 as. per Khandi.) †
  - (f) of Irrigation works other than specified River channels (The Ryots or Inamdars must do).

To avoid misunderstanding as regards work falling under (a) & (b) the following definitions and explanations are given:—

Restorations:"— These include all work required to bring back to efficient condition old, ruined, or abandoned Tanks or Channels, and enable them to irrigate the lands commanded, at present uncultivated or cultivated as dry and assessed at dry rates only.* This intention does not, however, extend to include dilapidated or neglected works the abandonment of which has been clearly the result of default of the Ryots to maintain them. Restorations of such must rest with the Ryots themselves and will only be undertaken by the Govt on their contributing the full cost of the work required.

* These restorations it is the intention of the Government to undertake as funds and circumstances permit.

"Improvements":— These embrace all work to Tanks and Channels now in action, required to increase their capacity or irrigating power; to facilitate the distribution or regulate the supply of water; to afford access to the fields or facilities for inspection; to diminish the periodical work of maintenance; to check danger of damage.* Improvements as described will be gradually carried out by the P.W.D.

"Repairs":— These under this head falls all work required to make good damaged or worn out

Responsibility for these Values vested in the P.W.D. + Harbours authorities.

necessary works, closing breaches or stopping leakages beyond the powers of the ryots concerned to deal with, replacing lost or injured appliances and materials*. It is, however, distinctly to be understood that the liability of the Govt in this respect does not extend to damages within the power of the ryots to avert, or due to improper action or want of action on their part.

"Maintenance":— Under this head devolves on the ryots the duty of keeping up and keeping the earthwork to bunds of tanks + channels (other than the specified river channels) at a uniform fixed level and width* (as in the case of tanks) for keeping the bund + river slopes (where turfed); of keeping the supply and distribution channels free of silt weeds and other obstructions; of preserving intact all bunds + grade stones; of removing from the bunds, cordils, sluices, + channels, all injurious weeds + jungle; of preventing all damage within their control to arise; of closing and refilling all ordinary breaches not requiring extraneous labour; of taking all reasonable precautions to ensure the safety of the works. It is the duty of the Harbours authorities to strictly enforce the above mentioned obligations on the part of the ryots or bunders.

* which will be determined + permanently marked by the P.W.D. — pending which marking and in anticipation thereof a standard bund slope ratio of 4½ ft. + width 4½ ft. on level will be considered the rule.

(General Serial No. 31.)

SECRETARY'S OFFICE
RECD NO 1446
26 MAR 88
MYSORE P. W. DEPT.

1888.

'D – Demand on ayth.
for Inamdars Contributions
for annual repairs 1887

From The Executive Engineer
Mysore Division

To The Deputy Commissioner
Mysore District.

Dated Mysore 23. February 88.

Despatched 23.

Received

Enclosures No.

General No. 113.
No.

Has the honor to bring to the notice of the Deputy Commissioner that the Contributions due by Inamdars towards the annual Repairs of Channels in the District during the year 1887. have not yet been recovered although the estimates, in which the Contributions in question are noted as recoverable have been fully worked up and Completion Reports are being received for the same. Requests he will be good enough to take early steps towards the recovery of the Amounts.

2. A Statement showing the names of Channels & the Amounts due by Inamdars is Annexed for information.

(Sd) V. H. Karvie
A. C. E.
Executive Engineer
Mysore Division

Names of Channel	Amounts due by Inamdars	Remarks
Rajpurmasawari Channel	277	
Ramasamy Channel	660	
Mahadeva Kuntoy Channel	65.	
Bandikoe Channel	3	
Hongalwady Channel	27	
Total	1,032	

C. M. No 2686/789

The right to make this demand and the liability to meet the demand are disputed by the Inamdars on the ground that as their liabilities are like of those ryots in this matter and ryots are Exempted therefore they are not liable. The question is under consideration. The Executive Engineer will oblige by favouring his authority for making the demand and mentioning the nature of the repairs for which the above contributions are asked for.

(Sd) T. Anandarao.
Depty. Commissioner

Copy

J. M. Mackenzie A. C.

To

Executive Engineer
Bangalore Dist

MYSORE P. W. DEPT.

7/

(20)

TO THE DEWAN OF MYSORE

for Orders. 3/5/85

On the 14th Nov. 1885, I submitted to you for orders, some correspondence connected with the refusal of Inamdars to pay the usual contribution towards the annual repairs of the Kittoor Channel, Hassan District, during the season of 1885-86. The work was then carried out by this Dept, & the value, Rs 985, entered in the "Miscellaneous Advance Account", in which account the item still appears as unadjusted.

II On the 27th March last, I submitted some more correspondence with Dy Com. Mysore, in which it was reported that the Inamdars holding lands under the River channels in that District, ~~had~~ disputed their liability to contribute towards the annual repairs of these Chs

III I beg to remind you that no orders have yet been

passed on the above reference and to solicit the favour of your doing so, at an early date, as the question is becoming complicated & much confusion in the accounts is likely to ensue. I put up statements obtained from the Examiner's office showing the Boards' contributions that have been outstanding for the past 2 years.

C. Bowen K.C.M.G.

Secy V.W.D.

3 — 5 — 11

Enquiries.

I shall be very glad if I am will refer the point to the Comptroller.
The Dewan requires the information & it should be carried as soon as possible.
He wishes to know what was actually received, as the liability is disputed & the Govt is now said to be in minority & what there is no precedent nor rule.

C. Anderson
Actg
Secy N.W.D.

7-7-87

Engineer.

Can you let us have from the accounts the contributions paid by Inamdars during the last 10 years towards maintenance of channels in Poona Div^n (including Chanuk Div^n)? Or even only for the Lump sum paid, without any details.

C. Anderson
Asst V.C.D.

7-88.

Secretary

Figures for the first 3 years were not readily obtainable owing to the breaking up of the Kaveri Div^n in April '79 & other changes. So I cd. not get statement ready earlier.
I cannot say whether these sums were actually paid by Inamdars formerly, as soon as the Supt.g. Engr. intimated to the Comptroller that so much was payable as contribution, P.W.D was as at once credited. Recovery was afterwards made & adjusted in Civil Accts. as you with the refn to Comptroller.
7/7/88

Urgent

(21)

Opinion Rec'd for Govt

Govt Opinions

Liability of Municipalities to Contribute towards the maintenance of River channels.

13/8/88

W. Dalton please look this thro' this carefully & note missing papers for Secrs information & orders on this return —

Chas Russell
10/7/88

1 From the papers before me I cannot find in what stage this question at present stands —

2. Col. Bowen's notes of
27 March 1888 ✓
&
3 May 1888 ✓
remain undisturbed for — They refer to his note of 14 Nov 1885

3. From Copies ~~from~~ in my office (herewith put up for ready reference)
I find that
(a) on Col Bowen's note of 14 Nov 1885 ✓
I passed certain orders on 21 Nov 1885 ✓
and asked for a Report.
(b) upon this Col. Bowen wrote two letters of 5th Oct & 5th Dec 1885 ✓
I cannot find how the matter was finally dealt with upon these letters.
(c) Again on 21 Aug 1886 Col Bowen

14/7

sent up another note, which
elicited a reply from her
of 14 Sept 1886. ~~Comm~~ I forwarded
to D.S.W. on 26 Sept 1886.

4. It will thus be seen
that a final decision
on the subject was arrived
at so far back as
Sept 1886.

5. I have no further papers
with me on the subject & I
do not understand the precise
ref^ce to the Note of the
14 Nov 1885 ✓

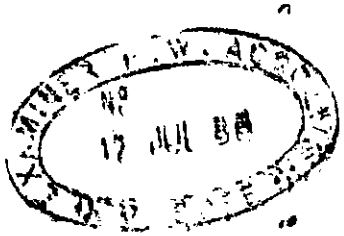
6 Under such circ^ces I
shall thank you to get
me the Complete file on
the subject & explain
how the question now
stands

7 Col. Bowen spoke to
me on the subject a few
days back - He then said
that Maundrell Contributes

General Serial No. 28.

Rec'd Dec 12

1888.



From

To The Examiner Public Works Accounts Mysore.

Passed on to Secy. P.W.D.

17/7/88

Dated 16

Despatched 17

Received

General No. 1277 } 1888.
No.

Enclosures—Number. Nil

+herewith returned/

His docket No. 1799 of the 7th idem forwarding correspondence with statement of contributions credited to the Public Works Department by the Civil Department from

from 1878-79 to 1887-88 and enquiring how much of the amount credited has been realised.

In reply has the honor to forward a Statement shewing the several sums realised, an account of the repairs to channels in the Mysore District as credited in the Treasury accounts of that District from the year 1878-79 to 1887-88. The parties from whom the contributions were realised are not stated in the District accounts and it can not without reference to the Deputy Commissioner of Mysore be affirmed how much was paid by Inamdars.

Accountant
Comptroller.
Mysore Government.

B

Statement showing the amount of Contributions realised an
from the year 1878-79 to 1887-88 on account of repai

Name of channel	1878-79			1879-80			1880-81			1881-82		
Muddoor Range channel.	"	"	"	"	"	"	"	"	"	"	"	"
Bundikere channel	"	"	"	"	"	"	"	"	"	"	"	
Hongenlwadi channel	4	12	9	12 A	13	4	"	5	11	"	"	"
Rajaparameswari channel	"	"	"	1083	"	"	"	"	"	"	"	"
Chickdwara Sagar channel	5655	10	10	1071	6	10	498	13	11	157	14	5
Talkad Anicut	54	9	"	32	6	11	16	5	4	172	"	"
Kalhally channel	611	"	1	"	"	"	"	"	"	"	"	"
Mandigere channel	"	"	"	"	"	"	"	"	"	"	"	"
Akkihebbal channel	"	"	"	"	"	"	"	"	"	"	"	
Hemegeni channel	"	"	"	"	"	"	"	"	"	"	"	
Kunamboddi channel	"	"	"	"	"	"	"	"	"	"	"	
Kishpur channel	372	5	9	"	"	"	"	"	"	"	"	
Amendur channel	"	"	"	115	"	"	"	"	"	"	"	
Vizinnaddy channel	5714	"	"	2046	12	4	346	15	11	306	7	
Davarady channel	"	"	"	"	"	"	1	1	2	"	"	
Honagode channel	2	7	8	"	"	"	"	"	"	"	"	
Hussainpur channel	"	"	"	"	"	"	"	"	"	"	"	"
Kattymelwadi channel	"	"	"	"	"	"	"	"	"	"	"	"
Ramasemmedreem channel	"	"	"	"	"	"	"	"	"	"	"	"
Saligram channel	"	"	"	"	"	"	"	"	"	"	"	"
Mirle channel	"	"	"	"	"	"	"	"	"	"	"	"
Kattypur channel	"	"	"	"	"	"	"	"	"	"	"	"
Ramnathpur channel	"	"	"	"	"	"	"	"	"	"	"	"
Hoskotta channel	"	"	"	"	"	"	"	"	"	"	"	"
Lutchmipura channel	"	"	"	"	"	"	"	"	"	"	"	"
Shree Ramadavara Dam North and South channels.	"	"	"	"	"	"	"	"	"	"	"	"
T. Narsipur Channels	"	"	"	"	"	"	"	"	"	"	"	"
Chincoorli channel	"	"	"	"	"	"	"	"	"	"	"	"
Yedatore Cusba Nulla	"	"	"	"	"	"	"	"	"	"	"	"
Carried Forward	12014	14	1	4361	7	5	863	10	3	630	5	7

1882-83	1883-84	1884-85	1885-86	1886-87	1887-88	Total.
33 4 6	296 1 11	2922 9 "	1322 8 10	1288 6 8	1565 6 6	25298 10 9
" " "	" " "	135 7 "	" " "	" " "	" " "	135 7 "
" " "	" " "	16 " "	" " "	" " "	" " "	16 " "
" " "	" " "	1 2 "	" " "	" " "	" " "	1 2 "
" " "	" " "	24 3 9	" " "	" " "	" " "	24 3 9
" " "	" " "	171 " 9	" " "	489 " 7	" " "	660 1 4
" " "	" " "	342 8 11	6021 4 8	" " "	" " "	6363 13 7
" " "	" " "	153 14 5	" " "	" " "	" " "	153 14 5
" " "	" " "	" 8 8	" " "	" " "	" " "	" 8 8
" " "	" " "	" 9 10	" " "	" " "	" " "	" 9 10
" " "	" " "	" " "	1 1 7	" " "	32 11 9	33 13 4
" " "	" " "	" " "	2 14 8	" 5 6	" " "	3 4 2
" " "	" " "	" " "	72 11 5	41 6 8	" " "	114 2 1
" " "	" " "	" " "	5 " "	" " "	" " "	5 " "
" " "	" " "	" " "	" " "	" 8 11	" " "	" 8 11
" " "	" " "	" " "	" " "	81 " "	" " "	81 " "
" " "	" " "	" " "	" " "	41 8 "	" " "	41 8 "
" " "	" " "	" " "	" " "	4 12 "	8 7 "	13 3 "
" " "	" " "	" " "	" " "	" " "	90 4 "	90 4 "
" " "	" " "	" " "	" " "	" " "	25 15 7	25 15 7
" " "	" " "	" " "	" " "	" " "	23 1 8	23 1 8
" " "	" " "	" " "	" " "	" " "	7 13 "	7 13 "
" " "	" " "	" " "	" " "	" " "	36 3 9	36 3 9
" " "	" " "	" " "	" " "	" " "	38 14 9	38 14 9
" " "	" " "	" " "	" " "	" " "	" 9 "	" 9 "
30 7 1	51 9 6	17 11 11	" " "	" " 9	" " "	130 8 5
" " "	" " "	" " "	" " "	53 " "	" " "	53 " "
63 11 7	347 11 5	3785 12 3	7425 9 2	2000 1 1	1829 7 "	33353 5 "

Accountant
Comptroller
Irish Free State Government.

— Mysore P. W. Department —

Statement shewing Completed works for which credit has not yet been afforded to this Department under Contributions

P. W. Dr.	Names of Works		Amount of Contributions promised	Credits already advised		Balance		Refee: to Supdg Engr's Monthly Statement
	— Channels —							
Mysore	Annual Repairs of Chickdevarayasagar Channel for	1883/84	457 " "	" "	"	457	" "	
	Do Honagode Series Channels	1885/86	21 " "	" "	"	21	" "	
	Do Mirlay Series Channels	1885/86	69 " "	" "	"	69	" "	
	Do Rajaparameswari Channel	85/86	309 " "	193	14 10	115	1 2	
	Do Ramasawmy Channel	85/86	486 " "	"	"	486	" "	
	Do Bandakere Channel	85/86	3 " "	"	"	3	" "	
	Do Kottamalvady Do	85/86	15 " "	"	"	15	" "	
	Do Hussainpur Do	85/86	3 " "	"	"	3	" "	
	Do Servepur Do	85/86	3 " "	"	"	3	" "	
	Do Anandur Do	85/86	57 " "	"	"	57	" "	
	Do South Channel Sreeramadevar Dam	1885/86	17 " "	"	"	17	" "	
		Carried out				1246	1 2	

	Brought forwarded.			7971	2 8
Hassan	Annual Repairs of Madagutta Channel	1886/87	2 "	2	-
	do South Channel Pregramadavara Dam	"	17 "	17	-
	do Hulvagal Channel	"	2 "	2	-
	do Arahalli do	"	10 "	10	-
	do Chakrathirtha do	"	13 "	13	-
	Total			8015	2 8

Examined &c.
Morning answered
Contribution amy. &
Rs. 8015. 2: 8.
9 Pursued in May 1888
by.

		Brought forwarded					1246	1	2
Mysore	Annual Repairs of Channels in Salapram Series for	1885/86.	20	"	"	"	20	"	"
	Do	Kattayapur Channel	1885/86	208	"	"	208	"	"
	Do	Talkad Anicut and Channels	"	59	"	"	59	"	"
	Do	Ranganathapur Channel	"	101	"	"	101	"	"
	Do	Sirapur	Do	450	"	"	450	"	"
	Do	Honguluvadi	Do	23	"	"	23	"	"
	Do	North Channel Sreerinivasavara Dam	"	35	"	"	35	"	"
	Do	Ramasamudram Channel	"	139	"	"	139	"	"
	Do	Ramasawmy Channel	1886/87	660	"	"	660	"	"
	Do	Rajaparamkeswari Channel	"	266	"	"	266	"	"
	Do	Madavamantry	Do	65	"	"	65	"	"
	Do	Honguluvady	Do	27	"	"	27	"	"
	Do	Bandikere	Do	3	"	"	3	"	"
	Do	Maddur Range	Do	13	"	"	13	"	"
	Do	Mandigere	Do	13	"	"	13	"	"
	Do	Kanambady	Do	35	"	"	35	"	"
	Do	Alkhebbal	Do	63	"	"	63	"	"
	Do	Hemmagere	Do	833	"	"	833	"	"
	Do	Chickdevarayasagar	Do	745	"	"	745	"	"
French Rocks	Do	Chickdevarayasagar Channel	1885/86	745	"	237	146	507	16
	Do	Maddur Range	Do	10	"	"	10	"	"
	Do	Kannambady	Do	35	"	"	35	"	"

	Do	Vijianaddy Channel		1886/87	133	133
	Do	Devaroy	Do	"	27	27
	Do	Henragere	Do	"	833	833
	Do	Akkehebbal	Do	"	63	63
	Do	Inandigere	Do	"	13	13
Ashtagram Do	Do	Ramnathpur	Do	1886/87	86	86
	Do	Kattayapur	Do	"	259	259
	Do	Ramasamudram Channel		"	161	161
	Do	Channels in Salagram Series		"	23	23
	Do	Channels in Mirlay Series		"	60	60
	Do	Tippur Channel		"	407	407
	Do	Anandur Channel		"	59	59
	Do	Hassainpur	Do	"	3	3
	Do	Kattay Mulwady Channel		"	28	28
	Do	Seriyur Channel		"	3	3
	Do	Bonagode Series Channels		"	23	23
Hassan	Do	North Channel Sreeramadevara Cam			35	35
	Do	Kittur Channel		1885/86	86	86
	Do	Madapatta Channel		"	2	2
	Do	Halivagal	Do	"	2	2
	Do	Arahalli	Do	"	10	10
	Do	Chakrathirtha Channel		"	13	13
	Do	Kittur Channel		1886/87	86	86
			Carried over			7971 28

— Mysore P. W. Department. —

Statement shewing Completed works for which Credit has not yet been afforded to this Department under Contributions

P. W. Dr.	Names of Works	Amount of Contributions promised	Credits already advised			Balance		Refee: to Supt: Engr's Monthly Statement
	— Channels. —							
Mysore	Annual Repairs of Chickdevarayasagar Channel for 1883/84	457	"	"	"	457	"	
	Do Honagode Series Channels 1885/86	21	"	"	"	21	"	
	Do Mirlay Series Channels 1885/86	69	"	"	"	69	"	
	Do Rajaparameswari Channel 85/86	309	"	193	14 10	115	1 2	
	Do Ramasawmy Channel 85/86	486	"	"	"	486	"	
	Do Bandakere Channel 85/86	3	"	"	"	3	"	
	Do Kottamalavady Do 85/86	15	"	"	"	15	"	
	Do Hussainpur Do 85/86	3	"	"	"	3	"	
	Do Seringpur Do 85/86	3	"	"	"	3	"	
	Do Anandur Do 85/86	57	"	"	"	57	"	
	Do South Channel Sreevamadavel Canal 1885/86	17	"	"	"	17	"	
		Carried out				1246	1 2	

C. ● Examiner's Ste.

Showing increase
Contributions amg.st
Rs. 8015. 2. 8.
9 Prepared in May 1888

Hassan

Annual Return of Allahapatta Channel 1886/87 Brought fwd. 1971 2 8

By South Channel Division Hassan " 2 " " 2 " "

By Kulsapal Channel " 17 " " 17 " "

By Shahelli " 2 " " 2 " "

By Chakrathirtha " 10 " " 10 " "

By Chakrathirtha " 13 " " 13 " "

Total 8015 2 8

MYSORE P. W. DEPT.

(22)

TO THE DEWAN OF MYSORE.

for Orders.

I now beg to send you the complete file of this office on the subject of maintenance of Irrigation works and contributions from Inamdars.—
The most important paper on this subject, which would have disposed of the matter finally, was the draft Notification submitted to you with my "Note for orders" of 24-11-86.—
That Notification was based on your Memorandum of 14th September, 86.
The "Note for orders" was apparently handed back to me, the draft Notification having been apparently retained. You will see the rough draft + fair copy of same under the "Note for orders", and on the face of the latter you will see some instructions by you written in pencil, regarding the appointment of Inspectors to the Districts.
What became of the Notification itself I cannot say, but somehow I am under the impression that you proposed to deal with the question in the Legislative Dept^t + that there being some doubt as to the validity of the measure or its force in law, it was necessary to have a Legal opinion thereon. Something of this sort was for the time taken out of my hands.
Be that as it may, what remains now to be done is to pass a decision on the draft Notification. Such decision would dispose of the question at issue, excepting the point as to whether balances of contributions due by Inamdars should be remitted or not.
Herein is a Statement showing the amounts of contribution actually paid by Inamdars during the last 10 years.

C. Thomson

17—7—88

A.

prepared by the Exc. Pub. Works Dept., showing Rs 21306 as [redacted] amt of Contributions credited to D.P.W. from 1878/79 to 1887/88 (10 ten years) on acct of maintenance of River Channels.

Hy.

Do	[illegible]	"		2	7	.	24	22	.	.	.	.	61
Do	Honagode	.	8	10	.	27	29/26	22	.	.	.	.	116
Do	Hutkampur	.	3	5	3	2	2	3	.	.	.	.	18
Do	Sirigal	.	2	3	3	3	2	3	.	.	.	.	16
Do	Hattaymalwady	.	12	22	69	12	25	22	.	.	.	.	152
Do	Ramasamudram	"	101	63	.	125	160	154	.	.	.	.	603
Do	Wirlay	"	52	63/11	35	86	70	61	.	.	.	.	356
Do	Salagram	.	.	13/18	21	.	26/20	21	.	.	.	.	119
Do	Bangardoddy	"	.	.	122	.	.	.	.	.	.	.	122
Do	Hattaypur	"	187	172	65	143	142	188	62	.	.	.	959
Do	Ramanathpur	"	102	71	48	24	67	101	22	.	.	.	435
	Total		3229	2811	4017	2644	4551	3492	119	443	"	.	21306

*Is a difference from Contr. Dr's assessment due to arrears recovery - Mark see by Dr's remarks of 7/7/88 [illegible] 17/7

Examiner A/C Accounts
Mysore
7/7/88

Statement shewing the amount of Contributions ~~paid by Ryotdars~~ Credited by Civil Depth. for the last 10 year towards maintenance of Channels in Mysore and Ashtagram Channel Division.

Name of Channels	78/79	79/80	80/81	81/82	82/83	83/84	84/85	85/86	86/87	87/88	Total	
Mysore Div.												
Annual Repairs of Maddoor Range channels	9	4	-	13	15	15	-	11	-	-	67	
Do Bandikere "	2	2	"	2	2	3	"	"	"	"	11	
Do Hongalwady "	22	23	-	21	22	24	"	-	"	"	112	
Do Rajaparamesswari "	-	1083*	{146 320	"	{302 218	319	"	194	"	"	416	A.R. No. 1 [illegible]
Do Chikdevarajapur "	"	534	373	"	1204	840	"	238	-	"	3209	C.C. [illegible]
Do Ramaswamy "	{809 678 538	840	537	416	701	493	"	"	"	"	4570	[illegible]
Do Talkad Street "	18	40	31	"	59	59	"	"	"	"	207	
Do Hongamer "	"	6	"	"	"	"	"	"	"	"	6	
Do Kalhally "	242	304	205	344	220	15	"	"	"	"	1530	
Do Mandipore "	8	8	15	11	8	16	"	"	"	"	66	
Do Akkebbal "	54	29	85	"	{129 38	22	"	"	"	"	357	
Do Hemagiri "	631	759	1125	950	200	347	"	"	"	"	4012	
Do Kamanabody "	"	27	58	43	17	"	35	"	"	"	180	
Ashtagram Channel Div.												
Annual Repairs of Tippur Channel	240	555	601	379	474	497	"	"	"	"	2746	
Do Anandoor "	13	35	51	43	69	74	"	"	"	"	285	
Do Vijianaddy "		77	107	"	{160 120	171	"	"	"	"	635	

MYSORE P. W. DEPT.

TO THE DEWAN OF MYSORE

~~for Information~~.

(23)

I request the favor of your returning to me, at your earliest convenience, the correspondence regarding the maintenance of Irrigation works & the levy of contributions from Inamdars &c., submitted to you with my Memo: of the 17th Jan/89 as the same contain some papers required by me now, for reference.

II I shall return the papers to you, without delay.

C. Lowen Esq
Secy P.W.D.

16—2—89

69

MYSORE P. W. DEPT.

TO THE DEWAN OF MYSORE

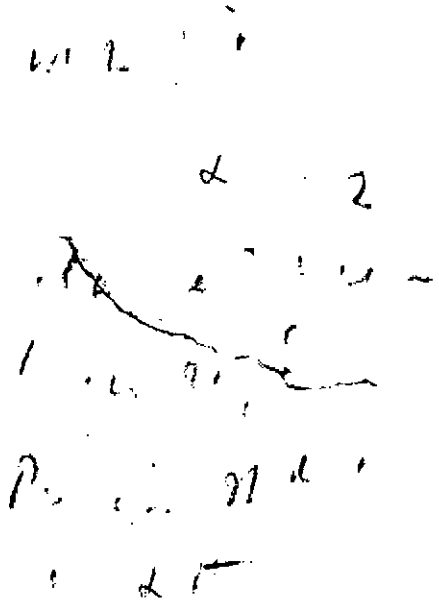
for Orders.

In connection with the question of Irrigation from Channels, you have with you the formidable list of papers shown on accompanying Office note.

Can you return me at least as many of them as you have no immediate use for? They bear on the maintenance of channels, and I would point in connection with this question how to be dealt with the persons who obtain

C. Chesney Col. R.E.
Secy P.W.D.

16-3-91.



SUBJECT.

LIABILITY OF INAMDARS TO CONTRIBUTE TOWARDS THE MAINTENANCE OF RIVER CHANNELS.

(1) *Letter No.* 126—627, *dated the* 26*th February* 1875, *from the Officiating Under-Secretary to the Chief Commissioner of Mysore (Irrigation Branch), to the Commissioner, Ashtagram Division.*

Your No. 298 of the 17th instant, to the address of the Officiating Superintending Engineer for Irrigation, having been laid before the Officiating Chief Commissioner, I have now the honor, by order, to inform you that Mr. Gordon considers that all Inamdars other than the service Inamdars, mentioned in the last para of your letter above quoted, holding lands irrigated by river channels, should contribute towards the cost of the annual repairs to the channels in the proportion of the extent of their holdings to the extent of the Government lands.

2. This liability will not be enforced during the current year but will commence with the estimates framed for the repairs of the channels to be carried out in the solar year 1877. I am to request that you will, in the interval, cause intimation to be given to all the Inamdars concerned.

3. The Inamdars' share of the cost will be considered as contribution and will be treated in the accounts in the manner laid down in Under-Secretary's Circular No. 330—2179 of the 5th September 1873.

(2) *Paras* 1 *to* 3 *of letter No.* 30, *dated* 8*th April* 1875, *from the Deputy Commissioner, Mysore District, to the Commssioner, Ashtagram Division.*

In reply to your Circular No. 496 of the 12th ultimo, inquiring the best method of levying on inam holdings a proportionate cost of the repair of channels, I have the honor to report that the fairest method would be to fix it in accordance with the area irrigated as shown in the Inamti Accounts.

2. It is well known that Government do not realize their fair share of revenue under the channels in consequence of the inaccuracy of the original measurements and of the great encroachments which have been made since both in the case of Inam and Government holdings and which have not been brought to book on the ground that the lands are kadeem.

3. The great improvement in the condition of the channels which has taken place in the last few years, resulting from the heavy expenditure incurred by Government in the Department of Public Works, has brought such cases of concealed cultivation more prominently to notice, and renders it absolutely requisite that the proper survey

of channel lands should no longer be deferred. Many important questions involving revision of taxation, settlement of Inams, determination of contributions and supply of water, can then be uniformly dealt with and determined upon a more permanent and satisfactory basis.

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(3) *Letter No.* 1100, *dated* 28*th January* 1875, *from the Deputy Commissioner, Mysore District, to the Commissioner, Ashtagram Division.*

I have the honor to acknowledge receipt of your Circular docket No. 307 of the 5th November 1874, forwarding in original the marginally noted correspondence with the Superintending Engineer, and calling for an expression of opinion in respect to contributions being levied from Inamdars on account of annual repairs of channels under which they hold their Inams.

Ashtagram Commissioner's circular docket No. 307 of 5th November 1874.

Superintending Engineer's letter No. 2877 of the 30th October 1874, to the Commissioner, Ashtagram Division.

Executive Engineer's, Cauvery Division, letter No. 2061—518 of 7th October 1874.

Executive Engineer's, Hemavati Division, No. 395 of the 26th October 1874.

In reply I beg to submit herewith a statement showing the approximate area of both Government and Inam lands under the several channels in this district, and to state that most of the Amildars who have been consulted on the subject are in favor of the contribution being levied from Inamdars. I am myself of opinion that it is but fair that Inamdars should pay their quota, either in money or labor, in proportion to the extent of their Inam holdings. The accompanying statement will show that a little more than one-fifth of the total extent of lands under the channels are Inam, and that the Inam lands under the Ramaswamy Channel in the Tulcand taluk actually exceeds the extent of Government lands by A. 2,262—G .26-43$\frac{9}{16}$.

The only argument adduced against the measure under contemplation is that no provision of any kind is made in the sannads of Inamdars that they should contribute to the repairs of channels or tanks; but I need hardly submit that the fact of the Government not being bound in the very identical sannads to give them water gratis to irrigate their fields outweighs the force of this argument.

Further a reference to the marginally noted correspondence of the year 1837 referred to in this office letter No. 869 of the 23rd November 1874, will show that the system of levying contributions for repairs of irrigation works is not a novelty inasmuch as it was adopted in certain instances during the administration of the Province by the late Maharaja.

Letter No. 355 of the 17th June 1837, from the Superintendent, Ashtagram Division, to the Secretary to the Chief Commissioner.

I agree with the Executive Engineer, Hemavati Division, in the opinion that Government servants such as toties and kulvadies, &c., who hold patches of service Inam lands, should enjoy immunity from paying any contributions.

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(4) *Public Works Department Secretary's Note dated the* 14*th November* 1885.

In September last, Executive Engineer, Mysore, reported that the Deputy Commissioner, Mysore, had ex-

pressed his inability to recover from certain Inamdars their cash contribution towards the repairs of a channel from which their lands are irrigated. The Deputy Commissioner argued that since the Government ryots do not pay anything for channel repairs, the Inamdars cannot, under the terms of their title-deeds, be compelled to contribute.

This view appeared to me to be perfectly correct. Inamdars are to pay "a proportionate share of cost of the repairs of Government works of irrigation in common with ordinary kandayam ryots." It follows that, if the latter are not called on to pay, the Inamdars' liability also ceases.

Accordingly I directed that the whole expenditure on the channel should be debited thereto and passed, the contribution not being fairly recoverable. Remissions of cash contributions require the sanction of the Local Government, and a note explaining circumstances was to be prepared for your orders.

Since then a somewhat similar case has occurred on the Hassan channels. The Assistant Commissioner of the Sub-Division finding it difficult, if not impossible, to recover cash contributions from the Inamdars concerned, issued instructions enforcing in their case the duty of removing weeds.

Examiner of course declined to pass expenditure over and above the Government share and Assistant Engineer reported the circumstances.

Inasmuch as the ryots have, under Proceedings No. 117—27 of 6th April 1885, been relieved of all liabilities in connection with river channels, the duty of removing weeds excepted, it seems to me that the action of the Assistant Commissioner in also limiting the liability of Inamdars to the removal of weeds was correct. Such at least is the interpretation that I put on the title-deeds.

The Assistant Secretary, however, points out that there is evidently great confusion of ideas regarding the orders issued and rescinded, and that there is a standing * order of Government that Inamdars must contribute, and this order has never yet been set aside, nor should it be.

* Irrigation Under-Secretary's Circular No. 126—627, dated 26th February 1875.

I do not myself agree with this. The ordinary raiyats do not now pay cash contributions towards channel repairs, and the order of the 6th April 1885 relieved them of the duty of clearing silt. Such being the case, the terms of the title-deeds are sufficient to relieve the Inamdars to the same extent, previous standing orders or practice notwithstanding.

The standing order should be rescinded, if it is necessary to deal with it at all, for in the altered circumstances, it has actually become a dead letter. The terms of the title-deeds cannot be infringed—those terms placed the Inamdars on a par with the kandayam ryots in regard of paying cost or part cost of irrigation repairs—the ryots have been relieved of the cost, and it seems to me there is an end of the matter. It is beyond the province of the Public Works Department to go further into the question, at least until experience tells us that the system has entailed difficulties and danger to the channels.

(5) *Dewan's Order thereon, dated 21st November* 1885, *and the references therein cited.*

The subject herein referred to is in a most unsatisfactory condition. We must recognise it as a cardinal rule (i) *that ryots and Inamdars are liable to maintain in order the irrigation works from which they derive their supply of water.* An unfortunate mistake was made in Sir James Gordon's Minute dated 13th August 1878, para 15, which held that this obligation is commuted into an Irrigation Cess. But the Irrigation Cess (whether separately levied or merged in the assessment) was never intended to effect any such commutation. *Vide* the Survey Guarantee, para VI of which distinctly enunciates the ryots' obligation to maintain upkeep of tanks and other works, and para XIV directs that the irrigation cess shall be devoted to (ii) *repairs, improvement and reconstruction (and not maintenance) of tanks and other works.*

2. Thus where we levy the irrigation cess we cannot consistently, with good faith, avoid the obligation to repair and improve our tanks, &c., whether large or small, whether under Rs. 100 revenue or not. In the matter of minor tanks we are proposing to give up the irrigation cess and to throw the obligation to repair and improve on the raiyats themselves. As we find that the irrigation cess realizations in our hands go a very small way towards providing funds for repair of tanks, I am sure that we must give liberal grants-in-aid to ryots if we require them to repair themselves the smaller tanks. The subject is now engaging my attention on a separate file.

On the question of maintenance now raised, the following may be accepted as our policy :—

1st—Ryots and Inamdars liable to maintain and when they fail, the Government to maintain, the cost being recovered from the ryots or Inamdars failing.

2nd—Government has no right to levy cost either from Inamdar or ryot, before giving him a chance himself to do the needful work. Such a chance not having been given him as regards river channels, the order contained in letter dated 26th February 1875, must be withdrawn.

3rd—As regards river channels, the ryots and Inamdars were, it is true, called upon to maintain by the subsequent orders of 21st April 1882, but as it was deemed inexpedient to impose upon them this obligation so difficult to enforce, these orders were withdrawn on 6th April 1885, as regards general maintenance, removal of weeds, in channels alone being excepted.

4th—Bearing in mind the fact that a fairly adequate wet assessment is levied by Government on all wet lands under river channels, I am of opinion that as regards *such* lands both ryot and Inamdar should be exempted from liability to maintain (*except so far as removal of weeds is concerned*) or to contribute to Government the cost of such maintenance.

5th—We must issue and publish a circular on this subject specifying the particular channels the maintenance of which will be undertaken by Government without contribution from ryots

or Inamdars, and which therefore will be an exception to the general rule that ryots and Inamdars must *maintain* irrigation works. The list will include such channels only as we now maintain at Government cost. Please let me have such a list with total average probable cost of annual repairs.

The circular to be issued will be communicated to Survey Superintendent, who will bear the fact in mind in imposing wet assessment under the exempted channels.

The action above proposed is also necessary because the 8 annas per kandi of bijavari levied under river channels in Ashtagram Division is in commutation of the duty to maintain and not like the irrigation cess elsewhere in commutation of the duty *to repair*.

(i) Para 15 *of Sir James Gordon's Minute dated* 13*th August* 1878.

" The portion of the Draft Code, however, which seems " to me to require careful reconsideration is that which pro- " vides for the levy of an additional assessment of 25 per " cent on the lands irrigated by the Government tanks. " This provision would seem to be open to objection. Or- " dinarily the levy of a wet assessment is supposed to pro- " vide for a return on the outlay incurred in the original " construction of the irrigation works, and no further liabi- " lity can devolve on the ryots, except perhaps for maintain- " ing the work in repair—a duty which has not long been " strictly enforced—and which certainly ceased altogether on " the recent introduction of an irrigation cess in express " commutation of it."

" I am aware that the ordinary wet assessment is not " always an adequate return for the large original outlay " in the construction of irrigation works, an outlay which " has again to be incurred where the work has been de- " stroyed involving reconstruction anew. In these cases, " having regard to the fact that the lands which lie value- " less will acquire great value on the reconstruction of the " work, the ryot may perhaps properly be called on to con- " tribute a portion of the cost as a condition precedent of " the Government again laying out a large sum. But such " exceptional cases cannot justify the general levy of the " additional 25 per cent in addition to the recognized wet " assessment under all the Government tanks."

" The present rates of wet assessment in unsurveyed " taluks are low, having regard to the great rise which has " taken place in the price of food, and as a consequence in " the cost of all works. The rates are especially low on " the lands irrigated by the Cauvery and other river chan- " nels. The Survey Commissioner will be requested to see " that his rates provide for an adequate wet assessment, not " lower than what obtains in British Territory, without " unduly trenching on the value of property possessed " by the ryot in the land. Meanwhile, in consideration of " the heavy cost devolving on Government in connection " with Public Works, I would sanction in unsurveyed taluks " the levy of an additional 12½ per cent (or two annas in " the rupee) upon the assessment of wet lands under Govern- " ment tanks, and of 25 per cent or four annas in the rupee " on the lands enjoying certain irrigation, under the Cauvery " and other river channels, maintained and repaired at

"Government cost, exceptional cases in which the present "assessment is high being exempted from this increase. "This will be in addition to the irrigation cess of one anna "in the rupee which may in anticipation of the survey be "collected under Government irrigation tanks and channels "in the unsurveyed as in the surveyed taluks. When a pro- "per survey assessment is introduced, the additional assess- "ment will cease, and the irrigation cess will alone continue "to be levied.

(ii) Order No. 466-7—21, Dated 21st April 1882.

Read:—

Docket No. 490 of the 30th January 1882 from the Deputy Commissioner of Mysore, forwarding copies of reports on the inspection of the channels in the Periyapatna and Yedatore taluks by Mr. Assistant Commissioner Shunmugavelu Pillay.

Order thereon No. 466-7—21, Dated 21st April 1882.

It is unnecessary to pass any orders on the above at this late date. Pending the reorganization of Public Works arrangements, the Deputy Commissioner should direct the Amildars to go about and see that water is regularly supplied to the fields under all the channels, and to bring to notice any irregularities in the matter. They should also get the ryots to clear the weeds and also sand in the channels under the directions of the Public Works Overseer in charge.

(iii) Order No. 117-27, dated 6th April 1885.

Read:—

Memo dated 4th March 1883, from the Secretary, Public Works Department, soliciting sanction for the formal withdrawal of the Order No. 466-7—21, dated 21st April 1882, directing that ryots should be made to remove silt and weeds from all river channels, pending the issue of the rules regarding the maintenance of irrigation works.

Order thereon No. 117-27, Dated Camp Mysore, 6th April 1885.

The existing orders direct that ryots should be compelled to remove silt from irrigation channels. The orders are considered by some of the Revenue officers as unduly pressing upon the ryots who have on more than one occasion complained against them. The Dewan after careful consideration of the subject, is of the opinion that relief is justly demanded, and directs that the orders be at once withdrawn.

2. Deputy Commissioners and Sub-Division Officers will issue circulars to their Amildars and Deputy Amildars, informing them of the Government decision and remit *unrecovered* contributions promised by ryots for removing the silt.

3. It will be noted that the ryots' duty of periodically removing the weeds from the channel beds is still recognized and Amildars and Deputy Amildars will see that the duty is not evaded.

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(6) *Public Works Department Secretary's Note dated, 5th December 1885.*

I forward for your information the list of the river channels asked for in your note of 21st ultimo.

The Examiner in preparing the statement entered in red ink works which were not shown in the preliminary issue of current year's Budget in which all the channels were provided for. The works so entered appertain, however, to the channels just as much as any ordinary annual repairs, and in calculating the average outlay during last five years in each channel I have added on in pencil such so called "Special" expenditure.

I have rough-drafted for your consideration a circular order regarding liability of ryots and Inamdars which I take to embody the views expressed in your note of 21st.

It seems to me that the decision you have arrived at ought to settle the question for ever, if the Revenue officers will act up loyally thereto and it is a satisfactory settlement in my opinion, for the cultivators ought not in reason deem it a hardship to have to clear away regularly the silt which is carried by and deposited from the water which Government sends down from the rivers for the fertilization of their lands.

Should any objection occur to you to the wording or exact terms of the order, you might perhaps keep it over for discussion when we meet at Shimoga or thereabouts. I am not sure whether you wish the order to have effect at once or not until close of current official year.

Enclosure.

ORDER.—As considerable confusion of ideas and diversity of practice obtain in connection with the liability of ryots and Inamdars for the repairs and maintenance of river-fed irrigation channels, the following order is issued in supersession of all previous orders on the subject.

2. Ryots and Inamdars holding lands below the river-fed channels specified below are exempted from liability to repair or maintain such channels in working order, *except as so far as removal of silt and chance of weeds is concerned.*

3. The repair of general maintenance of these channels in efficient condition will be undertaken by Government, but the clearing of silt and weeds which obstruct the flow of water and interfere with the constant and regular supply required by the lands irrigated is a duty which devolves on the owners of such lands. The river channels have been brought to the grades and sections which, if unobstructed, will ensure an adequate supply to the fields below; and permanent bench stones have been fixed to indicate the levels at which the beds must be maintained. When, therefore, the full supply required for irrigation is lessened by the constant deposit of silt from the water flowing in the channels or by the growth of weeds in their beds, the removal of such obstructions necessarily and naturally falls on those utilizing the water,

whilst all other repairs and the maintenance of the banks, sluices, weirs, aqueducts, punnaboos, &c., devolve upon Government.

4. It will be the duty of the Deputy and Assistant Commissioners to enforce this annual work of removing silt and weeds from the ryots and Inamdars concerned, who, on the close of the cultivation season, will be called on to themselves arrange for the needful work on the satisfactory and timely completion of which the cultivation of the ensuing season must depend. Should the ryots or Inamdars holding lands below any section of a channel fail to respond to this call in due time, the officers of the Public Works Department, on due notice being given them of such failure, will at once undertake the clearances, the cost of which will be recovered by the Revenue officers from the owners who declined to meet their obligations as now clearly specified.

5. The river channels to which these rules apply are as follows:—

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(7). *Dewan's Memorandum in the Public Works Department, dated the* 14*th September* 1886.

D. P. W. Secretary's Note dated 21st August 1886.

I return the papers you ask for. I do not think the Committee of 1884 did anything. Certainly no orders were passed in 1884.

I retained your Note of 5th December, wishing to discuss it further with you. In my Note of 21st November (on which you based your draft) there was an unfortunate clerical error. I wrote "*silt*" where I meant "*weeds*." This makes a great difference. Briefly the position is as follows:—

The works required to irrigation works may be classed as.—

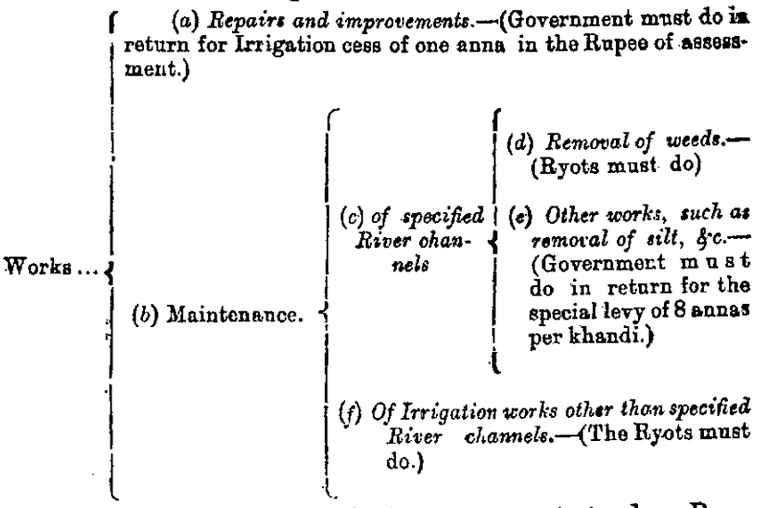
(*a*) Repairs and improvement.

(*b*) Maintenance.

(*a*) *Repairs, etc.*—The ryots' liability to do this has been commuted to an irrigation cess. All repairs, etc., must therefore be done by Government.

(*b*) *Maintenance.*—The general rule is that this must be done by the ryots; that if the ryots fail to do it, the Revenue authorities must do it and recover the cost from the defaulting ryots. An exception to this rule must be recognised in the case of certain *River Channels* which are *at present* maintained by the Government except as regards removal of weeds. In express commutation of the ryot's liability to maintain these *River Channels*, a special rate of *eight* annas per candy (2 acres) is levied in the Mysore and Hassan Districts. This special levy must be held to exempt the ryots from liabilities to maintain River Channels, except to the extent

of removing weeds: See table below:—


Works ...
(a) Repairs and improvements.—(Government must do in return for Irrigation cess of one anna in the Rupee of assessment.)
(b) Maintenance.
(c) of specified River channels
(d) Removal of weeds.—(Ryots must do)
(e) Other works, such as removal of silt, &c.—(Government must do in return for the special levy of 8 annas per khandi.)
(f) Of Irrigation works other than specified River channels.—(The Ryots must do.)

The above shows how the law at present stands. Revenue officers must invariably enforce the ryots' liability under (*d*) and (*f*) above, where necessary, recovering the cost from defaulting ryots.

As regards the special levy of 8 annas per khandi, intended for the work specified in (*e*) above, I shall put myself in communication with the Survey Superintendent as to the best means of levying it. The channels concerned are important and their maintenance should not be left entirely in the hands of the ryots. It is far better for Government to maintain them and recoup itself by a special levy as heretofore. I find that the annual cost seldom exceeds Rs. 40,000, for *maintenance* properly so called. At the present rate of 8 annas per khandi, we require 160,000 acres under the River Channels to give this sum.

I send you the file relating to an order recently issued in the Revenue Department showing how the removal of weeds is to be done by Revenue authorities when the ryots fail. I would put this into a more formal shape. I want a clear definition of "Repairs," "Improvements," "Reconstruction," "Maintenance."

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(8) *Public Works Department Secretary's note dated the 24th November* 1886 *and the draft Notification therein referred to.*

I beg to submit for your consideration a draft Notification regarding irrigation works, based on your Memorandum of 14th September and on the decision arrived at at the meeting during the Dussarah at Mysore.

I think this order may issue, leaving for after-consideration the strengthening the hands of the Amildars to enable them to give effect to the clauses. That point I am now considering.

I am doubtful whether in the opening para the words 'They have the force of law," are valid.

NOTIFICATION.

The following rules regarding the repair and maintenance of irrigation works throughout the Province are published for general information. They have the force of law. The work to be done is classed as follows:—

(*a*) "Restorations, improvements and repairs."

(*b*) "Maintenance."

(*a*) *Restorations, &c.*—The ryots and Inamdars' liability to do this class of work has been commuted to an Irrigation cess. All such work will therefore be done by Government.

(*b*) *Maintenance.*—The general rule is that this must be done by the ryots; that if the ryots fail to do it, the Revenue authorities must do it and recover the cost from the defaulting ryots as a revenue demand. An exception to this rule is, however, recognised in the case of certain *River-fed channels* (specified below) on the lands irrigated, from which a special rate of 8 annas per khandi (2 acres) is levied in the Mysore and Hassan Districts. This special levy is held to exempt the ryots from liability to maintain these river-fed channels, *except to the extent of removing weeds.* The subjoined table exhibits the works as classed and liabilities connected therewith:—

Works ...
- (*a*) *Restorations, improvements and repairs.*—(Government must do in return for irrigation cess of one anna in the Rupee of assessment.)
- (*b*) Maintenance.
  - (*c*) *of specified River channels.*
    - (*d*) *Removal of weeds.*—(Ryots or Inamdars must do)
    - (*e*) *Other work, such as removal of silt, &c.*—(Government must do in return for the special levy of 8 annas per khandi.)
  - (*f*) *Of Irrigation works other than specified River channels.*—(The Ryots or Inamdars must do).

To avoid misunderstanding as regards work falling under (*a*) and (*b*), the following definitions and explanations are given:—

"*Restorations.*"—These include all work required to bring back to efficient condition old, ruined, or abandoned tanks or channels, and enable them to irrigate the lands commanded, at present uncultivated or cultivated as dry and assessed at dry rates only. These restorations, it is the intention of the Government to undertake as funds and circumstances permit. This intention does not, however, extend to dilapidated or neglected works, the abandonment of which has been clearly the result of default of the ryots to maintain them. Restorations of such must rest with the ryots themselves and will only be undertaken by the Government on their contributing the full cost of the work required.

"*Improvements.*"—These embrace all work to tanks and channels now in action, required to increase their capacity or irrigating power; to facilitate the distribution or regulate the supply of water; to afford access to the fields or facilities for inspection; to diminish the periodical work of maintenance; to obviate danger of damage. Improvements as described will be gradually carried out by the Public Works Department.

"*Repairs.*"—Under this head falls all work required to make good damaged or worn out masonry works, closing breaches or stopping leakages beyond the power of the ryots concerned to deal with, replacing lost or injured appliances and materials. Responsibility for these repairs rests with the Public Works Department and Revenue authorities. It is, however, distinctly to be understood that the liability of the Government in this respect does not extend to damages within the power of the ryots to avert, or due to improper action or want of action on their part.

"*Maintenance.*"—Under this head devolves on the ryots the duty of bringing up to and keeping at a uniform fixed level and width, which will be determined and permanently marked by the Public Works Department, pending which marking and in anticipation thereof a standard height above cody of 4½ feet and width 4½ feet are to be considered the rule the earthwork to bunds of tanks and channels; (other than the specified river channels); in the case of tanks, of turfing and keeping properly turfed the front and rear slopes; of keeping the supply and distribution channels free of silt, weeds, and other obstruction; of preserving intact all bench and grade stones; of removing from the bunds, codies, sluices, and channels, all injurious weeds and jungle; of preventing all damage within their control to avert; of closing and refilling all ordinary breaches not requiring extraneous labor; of taking all reasonable precautions to ensure the safety of the works. It is the duty of the Revenue authorities to stringently enforce the above mentioned obligations on the part of the ryots or Inamdars

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(9) *Extract of Order (Camp) No. 2432, dated 30th January 1888, to the Deputy Commissioner, Mysore District.*

"With regard to the general question now raised, "namely, whether Inamdars holding lands under Govern- "ment Irrigation Channels are bound to pay contribution "for the annual repairs thereof, the Deputy Commissioner "is requested to state more fully, the grounds upon which "the Inamdars claim the concession granted to Govern- "ment ryots, by Order No. 117 of 6th April 1885. It is "presumed that the Inamdars are liable to pay the irriga- "tion cess for the lands they hold under these channels, "the exemption granted by Order No. 3786-95—101, dated "1st September 1887, from payment of the cess, being "restricted to wet lands irrigated exclusively from tanks "situate within the Inam villages."

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(10) *Extract of Dewan's Note in the Public Works Department, dated 10th July 1888.*

"(6.) I shall thank you to get me the complete file on "the subject and explain how the question stands."

"7. Colonel Bowen spoke to me on the subject a few "days back. He then said that Inamdar's contribution "has been levied for many years and promised to send me "a list of contributions annually collected from them with "such details as may be forthcoming in the Public Works "Department."

"8. I shall thank you to get me this list as soon as "possible."

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(11) *Extract of Public Works Department Secretary's Note dated 17th July* 1888.

"What became of the (draft) Notification itself, I "cannot say, but somehow I am under the impression "that you proposed to deal with the question in the Legis- "lative Department, and that there being some doubt as "to the validity of the measure or its force in law, it was "necessary to have a legal opinion thereon. What re- "mains now to be done is to pass a decision in the draft "Notification. Such decision would dispose of the ques- "tion at issue, excepting the point as to whether balance "of contributions due by Inamdars should be remitted or "not. Herein is a statement showing the amounts of "contribution actually paid by Inamdars during the last "10 years.

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(12) *Letter No. 3609—163, dated 13th August 1888, from the Chief Secretary, to the Deputy Commissioners of Mysore and Hassan Districts.*

I am directed to forward herewith copies of the papers marginally noted and statements marked A. B. C. and D. on the liability of Inamdars to contribute towards the annual maintenance of channels in your District.

1 D. P. W. Secretary's Memo dated 14th November 1885.
2 Dewan's order thereon dated 21st November 1885.
3 D. P. W. Secretary's Memo dated 5th December 1885 with enclosures.
4 Dewan's Memorandum dated 14th September 1886.
5 D. P. W. Secretary's Memorandum dated 24th November 1886, with enclosures.

2. It appears that this liability has been enforced in the case of some Inamdars and *not* enforced in the case of others. The statements furnished by the Comptroller and the Examiner, Public Works Accounts, and herewith forwarded, show that certain sums have annually been realized, and your correspondence with the Executive Engineer shows that within the last two years the Inamdars are objecting to the levy for some reason which has not yet been ascertained or reported.

3. Under such circumstances, I am to request you to make a careful enquiry into the whole subject and ascertain the following points by the examination of the accounts of several villages in each Taluk and the totals of each taluk and of Inam Registers, Treasury Accounts, &c:—

1st What Inamdars have hitherto been paying the contribution for annual maintenance and what Inamdars have not so paid and what the amount involved for each taluk is?

2ndly What is the distinction observed and upon what ground and what authority is it based? and

3rdly What orders have been issued to the Amildars on the subject from the commencement, and upon what higher authority were these orders based?

4. It would be desirable also to examine the accounts with reference to every Inam village enjoying river irrigation and ascertain what contribution for annual maintenance it has paid and in what years. This information should be given in a separate statement.

5. The subject is of some importance and the Dewan would like to deal with it at an early date. I am therefore to request you to submit the information above specified together with your own opinion on the draft finally prepared in the Public Works Department at as early a date as possible within the first week of September next.

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(13) *Letter 463, dated 16th March 1889, from the Deputy Commissioner Hassan District.*

1. With reference to your letter No. 3610—104, dated 13th August 1888, regarding contributions from Inamdars for maintenance of river-bed channels, I have the honor to submit herewith a tabular statement furnishing all the information that could be collected bearing on the subject. You will observe that the authority for the levy could not be traced to a source older than 1855. In circular order of this year No. 77, dated 28th February, issued from the Superintendent, Ashtagram Division, to the Amildar of the Belur Taluk, it was observed that service Inamdars and the holders of Kayemgutta and Jodi villages who pay the sums (Kandayem) settled to be paid on them by "customs" are not required to pay a proportionate share of their contribution and that holders of all Sarva Inams only should be held liable for payment; a copy of the order is enclosed.

2. The collection does not appear to have been regulated on any well defined principle, nor was it universally made without any exception. The true reason for this partial enforcement of this system has only to be guessed at, as there is no express ruling on the point. No special orders of any importance have been issued by the District Office except the routine order for collection. One of them, issued to Hole-Narsipur, is enclosed for information

3. I have carefully considered the draft of the proposed rules. In my opinion they are not open to any objection, and while well drafted for the good preservation of irrigation works, are in perfect consonance with the well recognised rule, practice and custom of the country.

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(14) *Letter No. 986, dated 12th February 1890, from the Deputy Commissioner Mysore District.*

I have the honor to forward a reply to your letter No. 3609-163, dated 13th August 1888, calling for a report by September 1888 on the liability of Inamdars to contribute towards the annual maintenance of the channels in the Mysore district.

2. The information now given, even after the lapse of time, is incomplete. I regret to say; but I send it rather than keep the reference unanswered any longer. I may state the matter was brought only to my notice a fortnight ago in the midst of my jamabandi, and my reply has to be based of course on the Amildars' reports chiefly.

3. The accompanying statement shows that in Heggaddevankote, Gundlupet Malvalli, Nagamangala, and Nanjangud, there is nothing levied from the Inamdars. In Chamrajnagar Rs. 19-14-8 used to be levied by fits and starts but the villages having been brought under Government management, nothing is now levied.

In Mandya only Rs. 26 is levied and no objection is made to this levy. In Hunsur Rs. 42 is levied and no objection has been made.

Thus in eight taluks out of the thirteen in the distric. there is either nothing asked or a little that no one thinks it worth while to dispute the claim made.

In Yedatore, about Rs. 856 on an average appears to have been demanded during the years 1885-86, and 1886-87. The Inamdars do not appear to object to the demand on any other ground but the one that they do not get water.

In Mysore a sum of contribution under Rs. 300 seems to have been asked ; some paid and some have refused.

In Seringapatam, Rs. 1,548 was asked but not paid, on the ground that it was not the mamool to do so.

In Attikuppa, the demand since 1871–72 up to July 1888 has been Rs. 15,197 which gives for the 16 years something under Rs. 949 a year. It has been paid for the most part; but the 12 out of the 15 Inam villages being under Government management, they had no option.

In Tirumakudlu–Narsipur, from 1883 to 1887 about Rs. 3,615 has been asked, of which Rs. 839 has been paid, the Inamdars objecting to pay as they pay irrigation cess.

The matter has got so involved that new as I am to a district having channels, I feel diffident, on the very incomplete information before me, in offering any suggestions, but the enclosed statement shows that the total balance for the 13 taluks of the district remaining uncollected, which is the subject of this correspondence, to be only Rs. 7,322, and that more than half of this is due from Tirumakudlu-Narsipur and Seringapatam.

I should put the Inamdars exactly on the footing of the Government ryots. Ther ryots pay irrigation cess merged in the revenue and have to remove the weeds. The Inamdars pay irrigation cess and must remove the weeds also.

If any of the above unpaid demands is for villages, which have not paid irrigation cess, or for the removal of weeds, it should be enforced ; but if not, it should, in my opinion, be remitted. I do not see how the Inamdars can be treated differently from the ryots in this matter. I shall therefore ascertain how much of the contribution can be considered to be a demand on a par with payments made by ryots in neighbouring Government villages and insist upon the Inamdars paying that, recommending the balance for remission.

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15. *Public Works Department Secretary's Note, dated 28th November* 1895, *to the Dewan.*

With this office Note of 14th November 1885, the late Major Kensington submitted for your orders the question of Inamdars' liabilities towards the maintenance of certain river channels from which their lands are irrigated, but no orders have as yet been passed by you on the subject.

I request the favor of your passing early and final orders, if possible, on the above reference, as arrears of contributions recoverable from Inamdars are becoming numerous, heavy and complicated, and the Deputy Commissioners of Mysore and Hassan districts appear to be helpless in making recoveries, and lapse of time will make such arrears all the more difficult to effect. I enclose copy of Mysore Division Executive Engineer's No. 3116–339 of 7th August 1895 on the subject.

I submit for your information three statements prepared by the Examiner, Public Works Accounts, at my request, showing the balance of such contributions in arrears from the Rendition up to end of 1894–95, which aggregate in all to Rs. 49,281.